

AUG 15 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-108

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.

West Group
Publisher

To amend Chapter 28 of Title 47 of the District of Columbia Official Code to permit bowling alleys to be open on Sundays; and to amend Title 19 of the District of Columbia Municipal Regulations to remove the restrictions that prohibit persons under the age of 17 from entering billiards parlors.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Bowling Alley and Billiard Parlor Act of 2003".

Sec. 2. Section 47-2821(a) of the District of Columbia Official Code is amended by striking the last sentence.

Amend
§ 47-2821

Sec. 3. Section 1306 of Title 19 of the District of Columbia Municipal Regulations (19 DCMR § 1306), is repealed.

DCMR

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).


Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

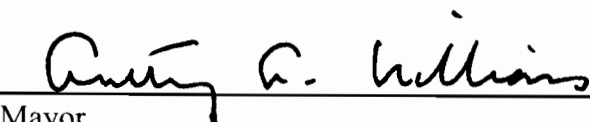
AUG 15 2003

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED

July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-109

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To order the closing of a public alley in Square 625, bounded by Massachusetts Avenue, N.W., 1st Street, N.W., G Street, N.W., and North Capitol Street, N.W., in Ward 6.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of a Public Alley in Square 625, S.O. 01-187, Act of 2003".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the public alley in Square 625, as shown on the Surveyor's plat filed under S.O. 01-187, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat. The approval of the Council of this closing is contingent upon the satisfaction of all conditions of the District Department of Transportation and the District of Columbia Water and Sewer Authority, as set forth in the official file on S.O. 01-187.

Sec. 3. Fiscal impact statement.

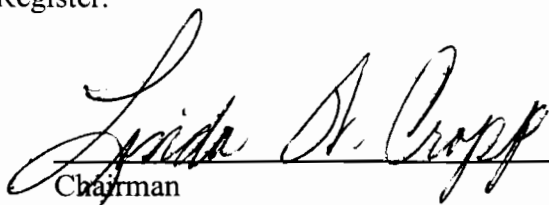
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. The Secretary to the Council shall transmit a copy of this act, upon its effective date, to the Surveyor of the District of Columbia and the District of Columbia Recorder of Deeds.

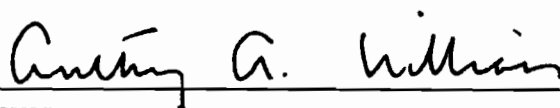
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Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-110

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To order the closing of a public alley in Square 2287, bounded by Military Road, N.W., 32nd Street, N.W., 30th Street, N.W., and Broad Branch Road, N.W., in Ward 4.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of a Public Alley in Square 2287, S.O. 01-4263, Act of 2003".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the public alley in Square 2287, as shown on the Surveyor's plat filed under S.O. 01-4263, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat. The approval of the Council of this closing is contingent upon the satisfaction of all conditions of the District Department of Transportation and the District of Columbia Water and Sewer Authority, as set forth in the official file on S.O. 01-4263.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. The Secretary to the Council shall transmit a copy of this act, upon its effective date, to the Surveyor of the District of Columbia and the District of Columbia Recorder of Deeds.

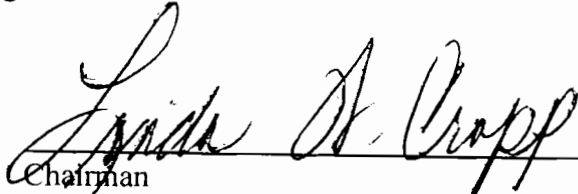
Sec. 5. Effective date.

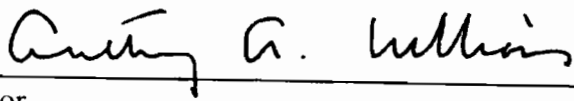
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-111IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

Codification
District of
Columbia
Official Code

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, Title 47 of the District of Columbia Official Code to permit the Office of Tax and Revenue to furnish the name, address, and social security data to the Superior Court of the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Superior Court of the District of Columbia Master Jury List Project Clarification Emergency Act of 2003".

Sec. 2. Title 47 of the District of Columbia Official Code is amended as follows:

(a) Section 47-1805.04 is amended by adding a new subsection (j) to read as follows:

Note,
§ 47-1805.04

"(j) *Disclosure to the Superior Court of the District of Columbia.* – Notwithstanding any other provision of this section, the Office of Tax and Revenue may furnish in accordance with § 11-1905 to the Superior Court of the District of Columbia, upon request of the Court, the names, addresses, and social security numbers of individuals who have filed a return under § 47-1805.02(a)."

(b) Section 47-4406 is amended as follows:

Note,
§ 47-4406

(1) Subsection (a) is amended by striking the phrase ", and (e-1)" and inserting the phrase ", (e-1), and (e-2)" in its place.

(2) A new subsection (e-2) is added to read as follows:

"(e-2) Notwithstanding any other provision of this section, the Office of Tax and Revenue may furnish in accordance with § 11-1905 to the Superior Court of the District of Columbia, upon request of the Court, the names, addresses, and social security numbers of individuals who have filed a return under § 47-1805.02(a)."

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

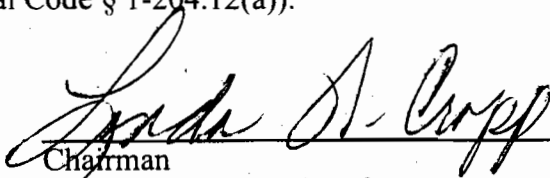
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

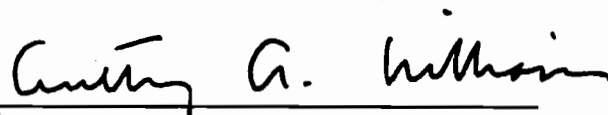
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412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



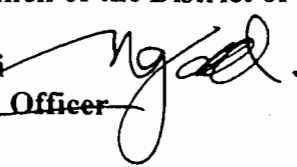
Mayor
District of Columbia
APPROVED
July 29, 2003

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF FINANCIAL OFFICER

Natwar M. Gandhi
Chief Financial Officer

MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar Gandhi 
Chief Financial Officer

DATE: FEB 27 2003

SUBJECT: Fiscal Impact Statement: "Superior Court of the District of
Columbia Master Jury List Project Clarification Act of 2003"

REFERENCE: Draft Bill

Conclusion

Funds are sufficient in the FY 2003 through FY 2006 budget and financial plan to implement the Superior Court of the District of Columbia Master Jury List Project Clarification Act of 2003.

Background

The proposed legislation would provide legal authority for the Office of Tax and Revenue to release name, address and Social Security information to the Superior Court of the District of Columbia to be used to create jury pools. The Superior Court currently uses Department of Motor Vehicles Records.

Financial Plan Impact

Funds are sufficient in the FY 2003 through FY 2006 budget and financial plan.

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AN ACT

D.C. ACT 15-112

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

*Codification
District of
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2001 Edition

2004 Winter
Supp.West Group
Publisher

To amend the Department of Health Functions Clarification Act of 2001 to require the Department of Health to conduct environmental inspections of the Central Detention Facility at least 3 times a year and to issue the inspection report to the Council within 30 days of each inspection; to amend the National Capital Revitalization and Self-Government Improvement Act of 1997 to require the Corrections Information Council to conduct inspections of the Central Detention Facility; to amend An Act To create a Department of Corrections in the District of Columbia to require the Department of Corrections to provide access to members of the Corrections Information Council, or their staff, designees, or agents, to conduct inspections of the conditions at the Central Detention Facility and unmonitored interviews of inmates, to require the Department of Corrections to provide the Council on a quarterly basis all internal reports relating to environmental conditions in the Central Detention Facility, to require the Department of Corrections to initiate and maintain weekend visiting hours at the Central Detention Facility, to require the Department of Corrections to develop and implement a classification system and corresponding housing plan for inmates at the Central Detention Facility, to require the Department of Corrections to return personal property to an inmate upon the inmate's release from the Central Detention Facility, and to prohibit the Department of Corrections from releasing prisoners from the Central Detention Facility between the hours of 10 pm. and 7 a.m.; to establish an inmate population cap at the Central Detention Facility that is determined by an independent consultant hired by the Mayor, to require the Central Detention Facility to meet the American Correctional Association standards for accreditation within 4 years of the effective date of this act, to provide conditions and standards for any new housing or facilities purchased, leased, constructed, or converted by the Department of Corrections for use as a prison, and to require that the Department of Corrections use not less than \$1.43 million of its appropriated funds in Fiscal Year 2004 to procure additional bed space for prisoners who otherwise would be housed within the Central Detention Facility of the D.C. Jail.

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BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Jail Improvement Amendment Act of 2003".

Sec. 2. Section 4902 of the Department of Health Functions Clarification Act of 2001, effective October 3, 2001 (D.C. Law 14-28; D.C. Official Code § 7-731), is amended by adding a new subsection (a-1) to read as follows:

Amend
§ 7-731

“(a-1)(1) The Department of Health shall conduct a minimum of 3 inspections per year of the environmental conditions at the Central Detention Facility. For the purposes of this subsection, the term “environmental conditions” shall include temperature control, ventilation, and sanitation.

“(2) The Department of Health shall submit the report of each inspection conducted pursuant to paragraph (1) of this subsection to the Council and the Mayor within 30 days of the inspection.”.

Sec. 3. Section 11201(g)(4) of the National Capital Revitalization and Self-Government Improvement Act of 1997, approved August 5, 1997 (111 Stat. 736; D.C. Official Code § 24-101(h)(4)), is amended by adding a new subparagraph (B-i) to read as follows:

Amend
§ 24-101

“(B-i) Conduct comprehensive inspections of the District of Columbia’s Central Detention Facility in accordance with section 2(b)(1) of An Act To create a Department of Corrections in the District of Columbia, approved June 27, 1946 (60 Stat. 320; D.C. Official Code § 24-211.02(b)(1)), and submit a report of each inspection to the Mayor, the Council, and the Director of the District of Columbia’s Department of Corrections;”.

Sec. 4. Section 2 of An Act To create a Department of Corrections in the District of Columbia, approved June 27, 1946 (60 Stat. 320; D.C. Official Code § 24-211.02), is amended as follows:

Amend
§ 24-211.02

(a) Designate the existing language as subsection (a).

(b) A new subsection (b) is added to read as follows:

“(b) The Department of Corrections shall:

“(1) Provide access to the Central Detention Facility, upon request and appointment, to members of the Corrections Information Council, or their staff, agents, or designees, for the purposes of conducting:

“(A) Inspections of all areas accessible to inmates; and

“(B) Unmonitored interviews of inmates in areas open to inspection under subparagraph (A) of this paragraph;

“(2) Provide to the Council on a quarterly basis all internal reports relating to living conditions in the Central Detention Facility, including inmate grievances, the Crystal report, the monthly report on the Priority One environmental problems and the time to repair, the monthly report of the Environmental Safety Office, the monthly report on temperature control and ventilation, and the monthly report on the jail population that includes the number

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of people waiting transfer to the federal Bureau of Prisons and the average number of days that inmates waited for transfer;

“(3) Initiate and maintain regular afternoon and evening visiting hours at the Central Detention Facility for a minimum of 5 days a week, including Saturdays and Sundays;

“(4) Develop and implement a classification system and corresponding housing plan for inmates at the Central Detention Facility;

“(5) Return to an inmate, upon the inmate’s release from the Central Detention Facility, any personal identification documents collected from the inmate, including driver’s licenses, birth certificates, and Social Security cards; and

“(6) Not release inmates from the Central Detention Facility between the hours of 10 p.m. and 7 a.m.”.

Sec. 5. Central Detention Facility requirements.

(a) The number of inmates housed at any one time in the Central Detention Facility shall not exceed the number of persons established by an independent consultant pursuant to subsection (c) of this section.

(b) Within 90 days of the effective date of this act, the Mayor shall develop and submit to the Council for a 30-day period of review, excluding days of Council recess, a plan for establishing the maximum number of inmates that can be housed at any one time within the Central Detention Facility. The plan shall consist of a contract with an independent consultant, who, upon approval of the plan by the Council, will determine the maximum number of inmates that can be housed at any one time within the Central Detention Facility based upon physical capacity, programming, classification system, and housing plan of the Central Detention Facility. If the Council does not approve or disapprove the plan, by resolution, within the 30-day period, the plan shall be deemed disapproved.

(c) The Mayor shall establish, by rule, the maximum number of inmates to be housed at any one time in the Central Detention Facility. The maximum number shall be determined by an independent consultant contracted with by the Mayor pursuant to the plan approved under subsection (b) of this section.

(d) One year following implementation of the population ceiling pursuant to subsection (a) of this section, the Mayor shall evaluate the results of the Central Detention Facility classification system, housing plan, and population ceiling, and shall propose modifications, if necessary. A copy of the evaluation shall be forwarded to the Council.

(e)(1) The Department of Corrections shall obtain accreditation by the American Correctional Association for the Central Detention Facility within 4 years of the effective date of this act, and shall meet all American Correctional Association requirements for re-certification of the facility.

(2) Within 210 days of the effective date of this act, the Mayor shall forward to the Council an implementation plan by which the Department shall achieve accreditation for the Central Detention Facility by the American Correctional Association.

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Sec. 6. New housing or facilities for use as prisons; rated design capacity.

(a) After the effective date of this act, all new housing or facilities purchased, leased, constructed, or converted by the Department for use as a prison, except as provided in subsection (b) of this section, shall have only single occupancy rooms or cells and shall comply with all applicable federal and District of Columbia laws.

(b) Multiple occupancy or dormitory-style housing or facilities may be used in minimum security conditions only; provided, that the housing or facilities meet all applicable American Correctional Association standards related to multiple occupancy housing.

(c) After the effective date of this act, rated design capacity shall not include trailers, modular units, or bed space not designed for prison housing.

(d) In Fiscal Year 2004, the Department shall use not less than \$1.43 million of its appropriated funds to procure, in accordance with the requirements of this section, additional bed space for prisoners who otherwise would be housed within the Central Detention Facility of the D.C. Jail.

(e) For the purposes of this section, the term "rated design capacity" means the actual bed space in a prison facility as certified by the Department of Corrections utilizing the most recent standards established by the American Correctional Association and consistent with applicable federal and District of Columbia laws.

Sec. 7. Repealer.

The Prison Overcrowding Emergency Powers Act of 1987, effective November 14, 1987 (D.C. Law 7-43; D.C. Official Code § 24-201.41 *et seq.*), is repealed.

Repeal
§§ 24-201.41 -
24-201.45

Sec. 8. Applicability

Section 5(a) shall apply 210 days after the effective date of this act.

Sec. 9. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

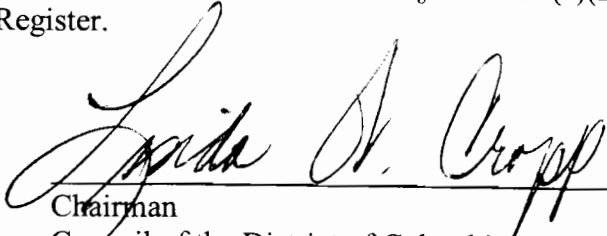
Sec. 10. Effective date.

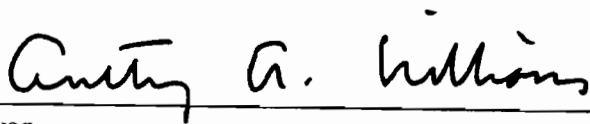
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 60-day period of Congressional review as provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December

AUG 15 2003

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of Columbia Register.


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED

July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-113IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To reform the existing procedures for the removal and disposition of abandoned, dangerous, and other illegally parked or stored vehicles on public space or private property by reducing the time periods for the removal and disposition of such vehicles, streamlining the notice process, clarifying the procedures for reclaiming such vehicles, providing for criminal penalties for persons who place a reclaimed abandoned vehicle or a purchased salvage-only vehicles on public space and private property; and to amend the Revised Statutes of the District of Columbia, the District of Columbia Traffic Act, 1925, the District of Columbia Abandoned and Junk Vehicle Removal Amendment Act of 1989, the District of Columbia Motor Vehicle Parking Facility Act of 1942, An Act To prohibit parking vehicles upon public or private property in the District of Columbia without the consent of the owner of such property, and Title 18 of the District of Columbia Municipal Regulations to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Removal and Disposition of Abandoned and Other Unlawfully Parked Vehicles Reform Act of 2003".

Sec. 2. Definitions.

For purposes of this act, the terms:

(1) "Abandoned vehicle" means any motor vehicle, trailer, or semitrailer that is left, parked, or stored on public space for more than 48 hours or on private property for more than 30 days, and to which at least 2 of the following apply:

- (A) The vehicle is extensively damaged, including fire damage;
- (B) The vehicle is apparently inoperable, including a vehicle missing its transmission, motor, or one or more tires, and which is not undergoing emergency repair;
- (C) The vehicle serves as harborage for rats, vermin, and other pests; or
- (D) The vehicle does not display valid tags or a valid registration sticker.

(2) "Dangerous vehicle" means any motor vehicle, trailer, or semitrailer that, as a result of the presence of rats, vermin, or other pests, exposed glass or metal shards, or other dangerous condition poses an imminent hazard to the public health, safety, or welfare. Any motor vehicle, trailer, or semitrailer that is in a wrecked, dismantled, or irreparable condition, or destroyed by fire, is per se a dangerous vehicle.

(3) "Department" means the Department of Public Works.

(4) "Director" means the Director of the Department of Public Works.

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(5) "Impounded" means any vehicle in the custody of the Department of Public Works or stored at a private storage facility at the direction of the Department as a result of the vehicle:

(A) Having been removed from its location for:

(i) Violating section 3;

(ii) Having 2 or more unsettled notices of infraction against it, as authorized by section 6(k) of the District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(k)); or

(iii) Having been parked in violation of a traffic regulation other than overtime parking of less than 24 hours, as authorized by 18 DCMR §2421; or

(B) Having been transferred from the custody of the Metropolitan Police Department to the custody of the Department of Public Works.

(6) "Motor vehicle" or "vehicle" means any device designed to be propelled by an internal-combustion engine, electricity, or steam.

(7) "Physical characteristics of an abandoned vehicle" means any 2 of the conditions set forth in paragraph (1) of this section.

(8) "Private property" means real property, including real property owned or under the jurisdiction of the District of Columbia, other than public space.

(9) "Public space" means all the property owned or under the jurisdiction of the District of Columbia, between lines on a street, as such property lines are shown on the records of the Surveyor of the District of Columbia, and includes any roadway, tree space, sidewalk, or parking between such property lines.

(10) "Unclaimed vehicle" means an impounded motor vehicle not reclaimed within the applicable time periods set forth in section 8.

Sec. 3. Unlawful acts.

It shall be a violation of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2301.01 *et seq.*), for any person to park, leave unattended, or store:

(1) An abandoned or dangerous vehicle on public space;

(2) Any motor vehicle on private property without the consent of the property owner; or

(3) An abandoned or dangerous vehicle on private property, even with the consent of the property owner, unless the vehicle is:

(A) Kept in a lawful enclosed structure or building completely shielded from the view of individuals on the adjoining properties; or

(B) Lawfully stored or kept on the property of a business engaged in the lawful repair, storage, salvage, or disposal of vehicles.

Sec. 4. Removal of abandoned and dangerous vehicles from public space; penalties.

(a) The District government, or any towing company at the direction of the Department shall remove an abandoned or dangerous vehicle parked, left, or stored on public space in violation of section 3(1), as follows:

(1) An abandoned vehicle shall be removed 48 hours after a warning notice has been conspicuously placed on the vehicle. The warning notice shall be placed at the first

ENROLLED ORIGINAL

sighting of a vehicle that meets the physical characteristics of an abandoned vehicle. The warning notice shall indicate the date and time it was placed and the date and time that the District is authorized to remove, impound, or dispose of the vehicle if the vehicle is not moved. The notice shall also include a statement indicating the vehicle will not be towed if the owner or other authorized person certifies to the Department that the vehicle is undergoing emergency repair. The notice shall provide a telephone number, and website if any, that will inform the owner how to accomplish the certification.

(2) A dangerous vehicle shall be immediately removed without the placement of a warning notice.

(b) If more than one basis exists for removing a vehicle, whether stated in this act or in any other law or regulation, the shortest removal period shall apply, including removal without a warning notice.

(c) No vehicle shall be removed from public space pursuant to this section until a notice of infraction is conspicuously placed on the vehicle.

(d) Except as provided in this section, it shall be unlawful for any person, except the owner, a person authorized by the owner in writing, an employee of the District government in connection with the performance of official duties, or a tow crane operator who has valid authorization from the District government, to do any of the following:

(1) Tamper with, remove, or attempt to tamper with or remove any vehicle owned by another person;

(2) Tamper with, remove, or attempt to tamper with or remove any vehicle that is on public space and to which a District government warning notice that relates to the removal of the vehicle has been affixed; or

(3) Remove, mutilate, or attempt to remove or mutilate the warning notice.

(e) Any person violating the provisions of subsection (d) of this section, shall be prosecuted by the Office of the Corporation Counsel, and shall be punished by a fine of not more than \$500, imprisonment of not more than 90 days, or both.

Sec. 5. Removal of abandoned, dangerous, and unlawfully parked vehicles from private property.

The District government or any towing company at the direction of the Department shall remove a motor vehicle parked, left, or stored, on private property in violation of section 3(2) or (3), as follows:

(1) A vehicle parked, left, or stored without the consent of the property owner shall be removed immediately after a notice of infraction is issued and conspicuously placed on the vehicle.

(2) A dangerous vehicle shall be removed, with or without the consent of the property owner, immediately after a notice of infraction is issued and conspicuously placed on the vehicle.

(3)(A) An abandoned vehicle shall be removed, with or without the consent of the property owner, 45 days after a warning notice has been mailed by first class mail to the last known address of the property owner, as indicated on the records of the Office of Tax and Revenue. For the purposes of this subsection, notice may run concurrently with the period of time required to establish that the vehicle is abandoned, as defined in section 2.

(B) The warning notice shall, at a minimum, indicate the make and

ENROLLED ORIGINAL

model of the vehicle, the date that the vehicle was observed on the property, and the date that the District is authorized to remove, impound, or dispose of the vehicle if the vehicle remains unenclosed on the property.

(C) The warning notice shall be mailed after the first sighting of a vehicle that meets the physical characteristics of an abandoned vehicle. A notice of infraction shall be conspicuously placed on the vehicle prior to its removal. The notice shall also include a telephone number, and website if any, that will inform the owner how to contact the Department to certify that the vehicle is not abandoned.

Sec. 6. Post-removal disposition of certain vehicles without further notice.

Except for vehicles removed after traffic accidents, the Department may, without further notice, dispose of a dangerous vehicle or abandoned vehicle removed from the public space or private property pursuant to any District law or regulation if the vehicle does not display a valid vehicle identification number and recognizable registration.

Sec. 7. Impoundment of vehicles, notice to owners and lienholders.

(a) The Director is authorized to impound any vehicle removed from public space or private property pursuant to any District law or regulation. A vehicle subject to impoundment shall be taken to a District government impoundment facility, or a storage lot owned or operated by a towing company, as shall be determined by the Department.

(b) Except for vehicles disposed of pursuant to section 6, the Department shall send an impoundment notice, by first class mail, to the last known address of the owners of record of the vehicle, and any lienholders of record, as that information is indicated in the records of the Department of Motor Vehicles or in the records of the appropriate agency of the jurisdiction where the vehicle is registered. If the vehicle was seized from private property, notice shall also be sent, by first class mail, to the owner of that property, as indicated in the records of the Office of Tax and Revenue.

(c) The impoundment notice required by subsection (b) of this section shall be mailed no later than 5 days after the vehicle is received at an impoundment or storage facility and shall:

(1) Describe the year, make, model, and vehicle identification number of each vehicle;

(2) Indicate the reason why the vehicle was impounded;

(3) If impounded for violating section 3, indicate the nature of the violation;

(4) Advise the owner and lienholders of the procedures for reclaiming the vehicle and the applicable reclamation period for doing so; and

(5) Warn the owner and lienholders that the vehicle will be sold, or otherwise disposed of, if those procedures are not completed by the expiration of the reclamation period.

(d) If the address of the owner or lienholders cannot be determined, the Department shall publish an impoundment notice in a newspaper of general circulation in the District within 10 days after a vehicle is received at an impoundment or storage facility. If the mailed notice is returned as undeliverable within 14 days after mailing, an impoundment notice shall also be published. The published notice may contain a listing of more than one vehicle and shall:

(1) Describe the year, make, model, and vehicle identification number of the vehicle;

(2) Provide a telephone number or website address that will inform the owner or

ENROLLED ORIGINAL

lienholders of the vehicle reclamation procedures; and

(3) Indicate the date by which the vehicle must be reclaimed.

(e) For the purposes of section 205 of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2302.05), the mailing of the impoundment notice shall constitute service of the notice of infraction for violations of this act. The notice of infraction shall be considered issued, within the meaning of section 205, on the 5th day after the impoundment notice is mailed.

(f) The Director shall determine whether each impounded vehicle has been reported to law enforcement agencies as stolen, and shall record the vehicle identification number for each impounded vehicle in a database format that can be accessed by law enforcement personnel. The database shall be established by fiscal year 2005 at the latest.

Sec. 8. Vehicle reclamation periods.

(a) An impounded vehicle removed from public or private property pursuant to this act shall be reclaimed within 28 days after the impoundment notice sent pursuant to section 7(b).

(b) All other vehicles impounded pursuant to this act, or pursuant to any other law or regulation, shall be reclaimed within 28 days after the date of the impoundment notice sent pursuant to section 7(b).

(c) If the address of the owner and lienholders of an impounded vehicle is unknown, the vehicle shall be reclaimed within 14 days after the publication date of reclamation notices published pursuant to section 7(d).

Sec. 9. Procedures for reclaiming impounded vehicles; lien; penalties.

(a) An owner or lienholder, or a person duly authorized by either, may reclaim an impounded vehicle at any time prior to the expiration of the applicable reclamation period, by:

(1) Appearing at the Department of Motor Vehicles;

(2) Answering all outstanding notices of parking infractions for the vehicle, other than those tickets deemed admitted pursuant to section 305(d)(2) of the Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104; D.C. Official Code § 50-2303.05(d)(2));

(3) Attending a hearing, to be held within one working day of the answer, for all infractions that are denied;

(4) Paying any booting fee and all outstanding fines and penalties for infractions for which liability has been admitted, deemed admitted, or sustained after hearing;

(5) Furnishing proof of entitlement to possession of the vehicle;

(6) Paying to the District government, or the towing company, as directed by the Department, a towing fee of \$100 and a storage fee of \$20 per day; provided, that the towing fee shall be \$275 and a storage fee of \$20 per day shall be imposed if the size or the weight of the impounded vehicle requires the Department or an outside contractor to use special equipment to tow the vehicle.

(b) Fines and penalties due for parking tickets issued to a vehicle and the towing and storage fee charges due pursuant to subsection (a)(6) of this section shall constitute a continuing lien against the impounded motor vehicle. The lien thus created shall be an automatic lien, which is perfected as of the first date that the fines, penalties, or fees are due and shall be a prior and preferred claim over all other liens.

ENROLLED ORIGINAL

(c) Any person who has paid a fine for parking, storing, or leaving an abandoned or dangerous vehicle on public space, and who, after reclaiming the vehicle, thereafter again parks, stores, or leaves that vehicle on public space in violation of section 3(1), shall be prosecuted by the Office of the Corporation Counsel, and shall be punished by a fine of not more than \$500, imprisonment of not more than 90 days, or both.

Sec. 10. Disposal of unclaimed vehicles; penalties; auction admission fees.

(a) The Department may, consistent with reasonable business practices, sell or otherwise dispose of an unclaimed vehicle.

(b) If an unclaimed vehicle is sold at a public auction or through other means pursuant to subsection (a) of this section, the purchaser shall take title to the vehicle free and clear of all liens and claims of ownership by others, receive a sales receipt, and be entitled, upon application and the payment of all applicable fees, to a certificate of title and registration; provided, that all other eligibility requirements are met.

(c) The Department shall retain from the proceeds of the sale or disposition of any vehicle an amount that represents reimbursement for the costs of sale, the costs of towing and storing the vehicle, the costs of furnishing notice and other related enforcement activities, the payment of such liens as were declared null and void, and the remainder shall be deposited into the General Fund.

(d) Except for vehicles enclosed on private property or located on the property of a business engaged in the lawful repair, storage, salvage, or disposal of vehicles, any person who purchases a vehicle that has been sold for salvage only from the Department, and who, thereafter, leaves, stores, or parks the vehicle on public space or private property, shall be guilty of a misdemeanor prosecuted by the Office of the Corporation Counsel, and shall be subject to a fine for each offense not to exceed \$5,000, imprisonment for a period not to exceed one year, or both.

(e) The Director is authorized to establish a non-refundable cost-based auction admission fee. The proceeds from this fee shall be used to offset the costs of all vehicle auctions held on that day, and the remainder shall be deposited into the General Fund.

Sec. 11. Owners and lienholders remedy.

An owner or lienholder who fails to reclaim a vehicle within the time prescribed shall nevertheless be entitled to recover the fair market value of any vehicle disposed of pursuant to this act if:

- (1) The owner or lienholder requests a hearing with respect to the notices of infractions that provided the basis for the impoundment of the vehicle;
- (2) The hearing is requested within 60 days after the issuance of the notices of infraction;
- (3) A hearing examiner dismisses the notices of infraction or finds no liability; and
- (4) The owner or lienholder establishes the vehicle's fair market value by a preponderance of the evidence; provided, that if the District has sold the vehicle, the price paid by a good faith purchaser, other than the owner, shall establish a rebuttable presumption of the fair market value of the vehicle.

ENROLLED ORIGINAL

Sec. 12. Rulemaking authority.

The Directors of the Department of Public Works ("DPW") and the Department of Motor Vehicles ("DMV") are authorized, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1986 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), to promulgate, amend or repeal rules, or establish or modify cost-based fees that are within the scope of their individual authority in order to implement the provisions of this act, through separate or joint rulemakings. If the District enters into contracts with towing companies, or other contractors, that provide for such companies to receive full or salvage title to unclaimed vehicles, the Director of DPW or the DMV may promulgate rules to implement the transfers consistent with the provisions of this act.

Sec. 13. Conforming amendments.

(a) Section 417(e) of the Revised Statutes of the District of Columbia, approved September 1, 1916 (D.C. Official Code § 5-119.10(e)), is repealed.

Amend
§ 5-119.10

(b) Section 6(k) of the District of Columbia Traffic Act, 1925, approved March 3, 1925 (43 Stat. 1121; D.C. Official Code § 50-2201.03(k)), is amended as follows:

Amend
§ 50-2201.03

(1) Paragraph (2) is amended by striking the first sentence and inserting a new sentence in its place to read as follows: "The notice, reclamation, and disposition procedures set forth in sections 6 through 10 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003, shall apply to any vehicle impounded pursuant to this section."

(2) Paragraph (3) is repealed.

(3) Paragraph (4) is amended by striking the second and third sentences.

(c) The District of Columbia Abandoned and Junk Vehicle Removal Amendment Act of 1989, effective September 9, 1989 (D.C. Law 8-24; D.C. Official Code § 50-2401 *et seq.*), is amended as follows:

(1) Section 2 (D.C. Official Code § 50-2401) is amended to read as follows:

Amend
§ 50-2401

"Sec. 2. Definitions.

For the purposes of this act, the terms used shall have the same meaning as those defined in section 2 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003."

(2) Section 3(a) (D.C. Official Code § 50-2402(a)) is amended as follows:

Amend
§ 50-2402

(A) The first sentence is amended as follows:

(i) Strike the phrase "any abandoned or junk vehicle" and insert the phrase "any abandoned or dangerous vehicle" in its place.

(ii) Strike the word "highway" and insert the word "space" in its place.

(B) Paragraph (1) is amended to read as follows:

"(1) Determine whether the vehicle is an abandoned or dangerous vehicle in accordance with section 2 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003;"

(C) Paragraph (3) is amended to read as follows:

"(3) Place or mail, as applicable, the appropriate warning notice described in sections 4 and 5 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003;"

ENROLLED ORIGINAL

(D) Paragraph (4) is amended by adding the phrase "or dangerous" after the word "abandoned".

(E) Paragraph (5) is amended to read as follows:

"(5) Mail the impoundment notice required by section 7(b) of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003, to the owner and lienholders of any impounded vehicle;"

(F) Paragraph (6) is amended to read as follows:

"(6) Sell or dispose of unclaimed impounded vehicles, including all items of personal property left therein, pursuant to section 10 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Act of 2003;"

(G) Paragraphs (7) and (8) are repealed.

(3) Section 4 (D.C. Official Code § 50-2403) is repealed.

Repeal
§ 50-2403

(d) Section 2(6) and (7) of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 93, ch. 76; D.C. Official Code 50-2602(6) and (7)), is repealed.

(e) An Act To prohibit parking vehicles upon public or private property in the District of Columbia without the consent of the owner of such property, approved January 15, 1942 (56 Stat. 5; D.C. Official Code § 50-2621 *et seq.*), is amended as follows:

(1) Sections 1, 1a, and 1b (D.C. Official Code §§ 50-2621, 50-2622, and 50-2623) are repealed.

Repeal
§§ 50-2621,
50-2622,
50-2623
Amend
§ 50-2624

(2) Section 2 (D.C. Official Code § 50-2624) is amended by striking the phrase "section 1" wherever it appears and inserting the phrase "the Removal and Disposition of Abandoned Unlawfully Parked Vehicles Reform Act of 2003" in its place.

(f) Title 18 of the District of Columbia Municipal Regulations, is amended as follows:

DCMR

(1) Subsection 2405.4 is repealed.

(2) Subsection 2411.1 is amended by adding a second and third sentence to read as follows: "Any vehicle that does not display a valid residential parking permit sticker and which remains parked on a residential parking permit street for more than seventy-two (72) hours shall be subject to removal. The notice, reclamation, and disposition procedures set forth in Sections 6 through 10 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003 shall apply to any vehicle removed pursuant to this section."

(3) Section 2421 is amended as follows:

(A) Subsection 2421.2 is amended to read as follows:

"2421.2 The notice, reclamation, and disposition procedures set forth in sections 6 through 10 of the Removal and Disposition of Abandoned and other Unlawfully Parked Vehicles Reform Act of 2003 shall apply to any vehicle impounded pursuant to this section."

(B) Subsections 2421.3, 2421.4, 2421.5, and 2421.6 are repealed.

(4) Section 2601.1 is amended as follows:

(A) The following new fines are added to read as follows:

"Abandoned vehicle on public space or
private property.....First Offense \$250

Second offense same owner \$500
Third and subsequent offense same owner
\$1,000"

ENROLLED ORIGINAL

"Abandoned vehicle with solid waste or rat harborage.....\$100 in addition to fine for Abandoned Vehicle"

"Dangerous vehicle on public space or private property.....First Offense \$250

Second offense same owner \$500
Third and subsequent offense same owner \$1,000"

"Dangerous vehicle with solid waste or rat harborage.....\$100 in addition to fine for Abandoned Vehicle"

"Private Property, vehicle on without consent of property owner.....First offense \$250

Second offense same owner \$500
Third and subsequent offense same owner \$1,000"

(B) The fine entitled "Overtime 72 consecutive hours on roadway" is repealed.

(C) The fine entitled "Public and Private property" is repealed.

Sec. 14. Effect of the repeal of provisions.

Any repeal of a law or regulation by this act shall not invalidate any enforcement action, adjudication, or any other action made or taken pursuant to such law or regulation.

Note,
§§ 50-2403,
50-2621,
50-2622,
50-2623

Sec. 15. Applicability

This act shall apply to all vehicles impounded after its effective date. This act shall also apply to all vehicles impounded prior to its effective date provided that notice is sent to the owners and lien holders in accordance with the provisions of subsections 7(b) or (c), as is applicable.

Note,
§§ 50-2403,
50-2621,
50-2622,
50-2623

Sec. 16. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

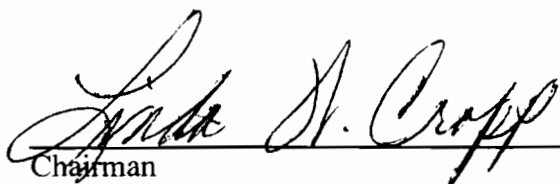
Sec. 17. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

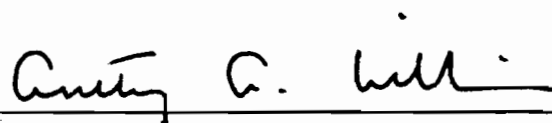
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ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-114

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on a temporary basis, the District of Columbia Election Code of 1955 to allow the District of Columbia Board of Elections and Ethics ("Board") to waive, for good cause, the requirement that the names of nominees for presidential electors be filed with the Board by the close of business on September 1 of each presidential election year.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Presidential Elector Deadline Waiver Temporary Amendment Act of 2003".

Sec. 2. Section 8(d) of the District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 701; D.C. Code § 1-1001.08(d)), is amended by striking the phrase "next preceding a presidential election" and inserting the phrase "next preceding a presidential election, unless the deadline is waived for good cause, by the Board" in its place. Note.
§ 1-1001.08

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 2, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. (a) This act shall take effect following approval by the Mayor (or in event of veto by the Mayor, action by the Council to override the veto), a 30 day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

**COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR FISCAL IMPACT STATEMENT**

Type: Emergency (x) Temporary () Permanent ()

Date Reported: May 2003

Subject/Short Title: "Presidential Elector Deadline Waiver Emergency Amendment Act of 2003"

Part I. Summary of the Fiscal Estimates of the Bill

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(x)
a) It will affect local expenditures.	()	(x)
b) It will affect federal expenditures.	()	(x)
c) It will affect private/other expenditures.	()	(x)
d) It will affect intra-District expenditures.	()	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	()	(x)
a) It will impact local revenue.	()	(x)
b) It will impact federal revenue.	()	(x)
c) It will impact private/other revenue.	()	(x)
d) It will impact intra-District revenue.	()	(x)
Explanation:		
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	()	(x)

Part II. Other Impact of the Bill

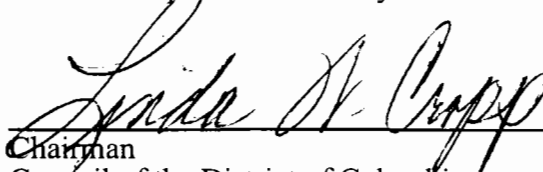
If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District. The proposed legislation would affect the District of Columbia Board of Elections and Ethics. The proposed amendment would allow the Board to waive, for good cause, the requirement that the names of nominees for presidential electors be filed with the Board by the close of business on September 1 of each presidential election year.	(x)	()
2. Are there performance measures/output for this bill?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted? The proposed legislation allows the Board to waive the current deadline, by which, political parties in the District of Columbia must file the names of nominees for presidential electors, as well as the names of the parties' candidates for the offices of President and Vice-President. Currently, the Board lacks the ability to waive this statutory deadline. This situation may pose a hardship for those political parties whose candidates for presidential electors are not named in time for their local committees to complete and submit the requisite filings.	(x)	()
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year? The proposed emergency legislation simply allows the Board of Elections and Ethics to waive the deadline by which political parties must file the names of nominees for presidential electors. The proposed change has no fiscal impact. This change would not impose additional costs on the District of Columbia Board of Elections and Ethics..	(x)	()

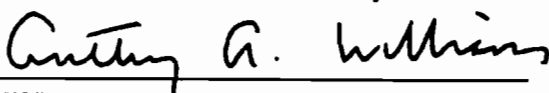
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December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED

July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-115IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, section 47-1042 of the District of Columbia Official Code to reconfirm and modify the exemption from real estate taxation for the property known as lot 60, square 625 and owned by the National Guard Association of the United States.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "National Guard Association of the United States Real Property Tax Exemption Reconfirmation and Modification Emergency Act of 2003".

Sec. 2. Section 47-1042 of the District of Columbia Official Code is amended to read as follows:

Note,
§ 47-1042

"The property situated in square 625 in the City of Washington, District of Columbia, described as lot 60, together with the improvements thereon, shall be exempt from all taxation so long as the property is owned by and titled in the name of the National Guard Association of the United States, a District of Columbia nonprofit corporation, is occupied by the Association, is used solely for purposes of the Association, and is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009. The transfer of the property to the National Guard Association of the United States shall be exempt from all transfer and recordation taxes of the District of Columbia."

Sec. 3. Inclusion in the budget and financial plan.

This act shall take effect subject to the inclusion of its fiscal effect in an approved budget and financial plan.

Sec. 4. Fiscal impact statement..

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

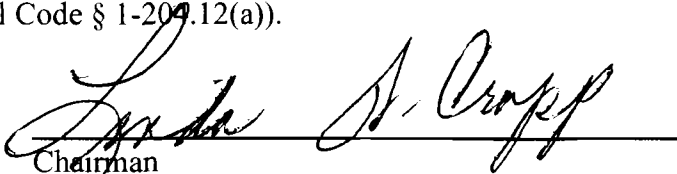
Sec. 5. Effective date.

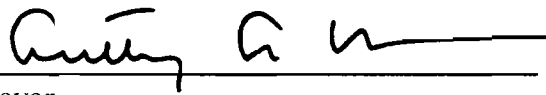
This act shall take effect following approval by the Mayor (or in the event of veto by the

AUG 15 2003

ENROLLED ORIGINAL

Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-209.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-116

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, the Eastern Market Real Property Asset Management and Outdoor Vending Act of 1998 to eliminate term limitations for Eastern Market Community Advisory Committee members that are subject to them and to change the composition of the Eastern Market Community Advisory Committee by keeping the member from the Advisory Neighborhood Commission in which Eastern Market is sited and eliminating the other Advisory Neighborhood Commission member.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Eastern Market Emergency Amendment Act of 2003".

Sec. 2. Section 12 of the Eastern Market Real Property Asset Management and Outdoor Vending Act of 1998, effective April 16, 1999 (D.C. Law 12-228; D.C. Official Code § 37-111), is amended as follows:

*Note,
§ 37-111*

(a) Subsection (a)(1) is repealed.

(b) Subsection (c) is amended to read as follows:

"Members of the EMCAC shall serve for 2-year terms, except that the representative from ANC 6B shall not serve for any period longer than his or her service as a Commissioner. To create staggered terms, the initial non-ANC members shall determine by lot that half shall serve for one year."

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

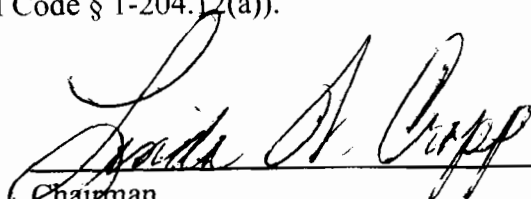
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

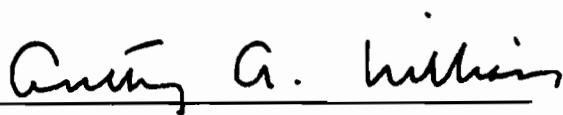
AUG 15 2003

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED
July 29, 2003

COUNCIL OF THE DISTRICT OF COLUMBIA

OFFICE OF THE BUDGET DIRECTOR

FISCAL IMPACT STATEMENT

Bill	Type: Emergency (x) Temporary () Permanent ()	Date Reported: July 8, 2003
------	---	-----------------------------

Subject/Short Title: "Eastern Market Emergency Amendment Act of 2003"

Part I. Summary of the Fiscal Estimates of the Bill

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(x)
a) It will affect local expenditures.	()	(x)
b) It will affect federal expenditures.	()	(x)
c) It will affect private/other expenditures.	()	(x)
d) It will affect intra-District expenditures.	()	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	()	(x)
a) It will impact local revenue.	()	(x)
b) It will impact federal revenue.	()	(x)
c) It will impact private/other revenue. See below	()	(x)
d) It will impact intra-District revenue.	()	(x)

3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).

Explanation:

The proposed legislation does not have any fiscal impact on the District's General Fund and financial plan. The proposed legislation will not require additional government staff or resources. Current funds are sufficient to fund this legislation.

Part II. Other Impact of the Bill

If you check "Yes" for each question, please explain on separate sheet, if necessary.

	YES	NO
1. It will affect an agency and/or agencies in the District. Office of Property Management.	(x)	()
2. Are there performance measures/output for this bill?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	()	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	(x)	()

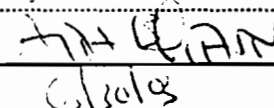
Sources of information:

Councilmember: Sharon Ambrose, Chair, Committee on Consumer and Regulatory Affairs

Council staff

Staff Person & Tel: Esther Bushman, Committee Clerk, Committee on Consumer and Regulatory Affairs

Council Budget Director's Signature:



ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-117

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To authorize, on an emergency basis, the issuance of District of Columbia general obligation tax revenue anticipation notes to finance general governmental expenses for the fiscal year ending September 30, 2004.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2004 Tax Revenue Anticipation Notes Emergency Act of 2003".

Sec. 2. Definitions.

For the purposes of this act, the term:

Note,
§ 1-204.72

(1) "Additional Notes" means District general obligation revenue anticipation notes described in section 9 that may be issued pursuant to section 472 of the Home Rule Act and that will mature on or before September 30, 2004, on a parity with the notes.

(2) "Authorized delegate" means the City Administrator, the Chief Financial Officer, the Treasurer, or any officer or employee of the executive office of the Mayor to whom the Mayor has delegated any of the Mayor's functions under this act pursuant to section 422(6) of the Home Rule Act.

(3) "Available funds" means District funds required to be deposited with the Escrow Agent, Receipts, and other District funds that are not otherwise legality committed.

(4) "Bond Counsel" means a firm or firms of attorneys designated as bond counsel or co-bond counsel from time to time by the Mayor.

(5) "Chief Financial Officer" means the Chief Financial Officer established pursuant to section 424(a)(1) of the Home Rule Act.

(6) "City Administrator" means the City Administrator established pursuant to section 422(7) of the Home Rule Act.

(7) "Council" means the Council of the District of Columbia.

(8) "District" means the District of Columbia.

(9) "Escrow Agent" means any bank, trust company, or national banking association with requisite trust powers and with an office in the District designated to serve in this capacity by the Mayor.

(10) "Escrow Agreement" means the escrow agreement between the District and

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the Escrow Agent authorized in section 7.

(11) "Home Rule Act" means the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-201.01 *et seq.*)

(12) "Mayor" means the Mayor of the District of Columbia.

(13) "Notes" means District general obligation revenue anticipation notes authorized to be issued pursuant to this act.

(14) "Receipts" means all funds received by the District from any source, including, but not limited to, taxes, fees, charges, miscellaneous receipts, and any moneys advanced, loaned, or otherwise provided to the District by the United States Treasury, less funds that are pledged to debt or other obligations according to section 9 or that are restricted by law to uses other than payment of principal of, and interest on, the notes.

(15) "Secretary" means the Secretary of the District of Columbia.

(16) "Treasurer" means the Treasurer of the District of Columbia established pursuant to section 424(a)(2) of the Home Rule Act.

Sec. 3. Findings.

The Council finds that:

(1) Under section 472 of the Home Rule Act, the Council may authorize, by act, the issuance of general obligation revenue anticipation notes for a fiscal year in anticipation of the collection or receipt of revenues for that fiscal year. Section 472 of the Home Rule Act provides further that the total amount of general obligation revenue anticipation notes issued and outstanding at any time during a fiscal year shall not exceed 20% of the total anticipated revenue of the District for that fiscal year, as certified by the Mayor as of a date not more than 15 days before each original issuance of the notes.

(2) Under section 482 of the Home Rule Act, the full faith and credit of the District is pledged for the payment of the principal of, and interest on, any general obligation revenue anticipation note.

(3) Under section 483 of the Home Rule Act, the Council is required to provide in the annual budget sufficient funds to pay the principal of and interest on all general obligation revenue anticipation notes becoming due and payable during that fiscal year, and the Mayor is required to ensure that the principal of, and interest on, all general obligation revenue anticipation notes is paid when due, including by paying the principal and interest from funds not otherwise legally committed.

(4) The Mayor has advised the Council that, based upon the Mayor's projections of anticipated receipts and disbursements during the fiscal year ending September 30, 2004, it may be necessary for the District to borrow a sum not to exceed \$250 million, an amount that does not exceed 20% of the total anticipated revenue for such fiscal year, and to evidence the debt by issuing general obligation revenue anticipation notes in one or more series.

(5) The issuance of general obligation revenue anticipation notes in a sum not to exceed \$250 million is in the public interest.

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Sec. 4. Note authorization.

(a) The District is authorized to incur indebtedness by issuing the notes pursuant to sections 472 and 482 of the Home Rule Act, in one or more series, in a sum not to exceed \$250 million, to finance its general governmental expenses, in anticipation of the collection or receipt of revenues for the fiscal year ending September 30, 2004.

(b) The Mayor is authorized to pay from the proceeds of the notes the costs and expenses of issuing and delivering the notes, including, but not limited to, underwriting, legal, accounting, financial advisory, note insurance or other credit enhancement, marketing and selling the notes, and printing costs and expenses.

Sec. 5. Note details.

(a) The notes shall be known as "District of Columbia Fiscal Year 2004 General Obligation Tax Revenue Anticipation Notes" and shall be due and payable, as to both principal and interest, on or before September 30, 2004.

(b) The Mayor is authorized to take any action necessary or appropriate in accordance with this act in connection with the preparation, execution, issuance, sale, delivery, security for, and payment of the notes, including, but not limited to, determinations of:

(1) The final form, content, designation, and terms of the notes, including any redemptions applicable thereto and a determination that the notes may be issued in book entry form;

(2) Provisions for the transfer and exchange of the notes;

(3) The principal amount of the notes to be issued;

(4) The rate or rates of interest or the method of determining the rate or rates of interest on the notes; provided, that the interest rate or rates borne by the notes of any series shall not exceed in the aggregate 10% per year calculated on the basis of a 365-day year (actual days elapsed); provided further, that if the notes are not paid at maturity, the notes may provide for an interest rate or rates after maturity not to exceed in the aggregate 15% per year calculated on the basis of a 365-day year (actual days elapsed);

(5) The date or dates of issuance, sale, and delivery of the notes;

(6) The place or places of payment of principal of, and interest on, the notes;

(7) The designation of a registrar, if appropriate, for any series of the notes, and the execution and delivery of any necessary agreements relating to the designation;

(8) The designation of paying agent(s) or Escrow Agent(s) for any series of the notes, and the execution and delivery of any necessary agreements relating to such designations; and

(9) Provisions concerning the replacement of mutilated, lost, stolen or destroyed notes.

(c) The notes shall be executed in the name of the District and on its behalf by the manual signature of the Mayor or an authorized delegate. The official seal of the District or a facsimile of it shall be impressed, printed, or otherwise reproduced on the notes. If a registrar is designated, the registrar shall authenticate each note by manual signature and maintain the books of registration for the payment of the principal of and interest on the notes and perform other ministerial

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responsibilities as specifically provided in its designation as registrar.

(d) The notes may be issued at any time or from time to time in one or more issues and in one or more series.

Sec. 6. Sale of the notes.

(a) The notes of any series shall be sold at negotiated sale pursuant to a purchase contract or at competitive sale pursuant to a bid form. The notes shall be sold at a price not less than par plus accrued interest from the date of the notes to the date of delivery thereof. The purchase contract or bid form shall contain the terms that the Mayor considers necessary or appropriate to carry out the purposes of this act. The Mayor's execution and delivery of the purchase contract or bid form shall constitute conclusive evidence of the Mayor's approval, on behalf of the District, of the final form and content of the notes. The Mayor shall deliver the notes, on behalf of the District, to the purchasers upon receiving the purchase price provided in the purchase contract or bid form.

(b) The Mayor or an authorized delegate may execute, in connection with each sale of the notes, an offering document on behalf of the District, and may authorize the document's distribution in relation to the notes being sold.

(c) The Mayor or an authorized delegate shall take actions and execute and deliver agreements, documents, and instruments (including any amendment of or supplement to any such agreement, document, or instrument) in connection with any series of notes as required by or incidental to:

(1) The issuance of the notes;

(2) The establishment or preservation of the exclusion from gross income for federal income tax purposes of interest on the notes, the treatment of interest on the notes as not constituting an item of tax preference for purposes of the federal alternative minimum tax ("non-AMT"), if the notes are originally issued as non-AMT notes, and the exemption from District income taxation of interest on the notes;

(3) The performance of any covenant contained in this act, in any purchase contract for the notes, or in any escrow or other agreement for the security thereof;

(4) The provision for securing the repayment of the notes by a letter or line of credit or other form of credit enhancement, and the repayment of advances under any such credit enhancement, including the evidencing of such a repayment obligation with a negotiable instrument with such terms as the Mayor shall determine; or

(5) The execution, delivery, and performance of the Escrow Agreement, a purchase contract, or a bid form for the notes, a paying agent agreement, an agreement relating to credit enhancement, if any, including any amendments of any of these agreements, documents, or instruments.

(d) The notes shall not be issued until the Mayor receives an approving opinion of Bond Counsel as to the validity of the notes and the establishment or preservation of the exclusion from gross income for federal income tax purposes of the interest on the notes and, if the notes

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are issued as non-AMT notes, the treatment of such interest as not an item of tax preference for purposes of the federal alternative minimum tax, and the exemption from District income taxation of the interest on the notes.

(e) The Mayor shall execute a note issuance certificate evidencing the determinations and other actions taken by the Mayor for each issue or series of the notes issued and shall designate in the note issuance certificate the date of the notes, the series designation, the aggregate principal amount to be issued, the authorized denominations of the notes, the sale price, and the interest rate or rates on the notes. The Mayor shall certify in a separate certificate, not more than 15 days before each original issuance of a series, the total anticipated revenue of the District for the fiscal year ending September 30, 2004, and that the total amount of all general obligation revenue anticipation notes issued and outstanding at any time during the fiscal year will not exceed 20% of the total anticipated revenue of the District for the fiscal year. These certificates shall be delivered at the time of delivery of the notes and shall be conclusive evidence of the actions taken as stated in the certificates. A copy of each of the certificates shall be filed with the Secretary to the Council not more than 3 days after the delivery of the notes covered by the certificates.

Sec. 7. Payment and security.

(a) The full faith and credit of the District is pledged for the payment of the principal of, and interest on, the notes when due.

(b) The funds for the payment of the notes as described in this act shall be irrevocably deposited with the Escrow Agent pursuant to the Escrow Agreement. The funds shall be used for the payment of the principal of, and interest on, the notes when due, and shall not be used for other purposes so long as the notes are outstanding and unpaid.

(c) The notes shall be payable from available funds of the District, including, but not limited to, any moneys advanced, loaned, or otherwise provided to the District by the United States Treasury, and shall evidence continuing obligations of the District until paid in accordance with their terms.

(d) The Mayor may, without regard to any act or resolution of the Council now existing or adopted after the effective date of this act, designate an Escrow Agent under the Escrow Agreement. The Mayor may execute and deliver the Escrow Agreement, on behalf of the District and in the Mayor's official capacity, containing the terms that the Mayor considers necessary or appropriate to carry out the purposes of this act. A special account entitled "Special Escrow for Payment of District of Columbia Fiscal Year 2004 General Obligation Tax Revenue Anticipation Notes" is created and shall be maintained by the Escrow Agent for the benefit of the owners of the notes as stated in the Escrow Agreement. Funds on deposit, including investment income, under the Escrow Agreement may not be used for any purposes except for payment of the notes or, to the extent permitted by the Home Rule Act, to service any contract or other arrangement permitted under subsections (k) or (l) of this section, and may be invested only as provided in the Escrow Agreement.

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(e) Upon the sale and delivery of the notes, the Mayor shall deposit with the Escrow Agent to be held and maintained as provided in the Escrow Agreement all accrued interest and premium, if any, received upon the sale of the notes.

(f)(1) The Mayor shall set aside and deposit with the Escrow Agent funds in accordance with the Escrow Agreement at the time and in the amount as provided in the Escrow Agreement.

(2) If Additional Notes are issued pursuant to section 9(b), and if on the date set forth in the Escrow Agreement, the aggregate amount of principal and interest payable at maturity on the outstanding notes, including any Additional Notes, less all amounts on deposit, including investment income, under the Escrow Agreement exceeds 90% of the actual receipts of District taxes (other than special taxes or charges levied pursuant to section 481(a) of the Home Rule Act, and taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act), for the period August 15, 2004, until September 30, 2004, then beginning on the date set forth in the Escrow Agreement, the Mayor shall promptly, upon receipt by the District, set aside and deposit with the Escrow Agent the Receipts received by the District after the date set forth in the Escrow Agreement, until the excess described in this subsection no longer exists.

(3) The District covenants that it shall levy, maintain, or enact taxes due and payable during August 1, 2004, through September 30, 2004, to provide for payment in full of the principal of, and interest on, the notes when due. The taxes referred to in this paragraph shall be separate from special taxes or charges levied pursuant to section 481(a), or taxes, if any, dedicated to particular purposes pursuant to section 490 of the Home Rule Act.

(4) The District covenants that so long as any of the notes are outstanding, it shall not grant, create, or permit the existence of any lien, pledge, or security interest with respect to its taxes due and payable during the period August 1, 2004, through September 30, 2004, or commit or agree to set aside and apply those tax receipts to the payment of any obligation of the District other than the notes. The taxes referred to in this paragraph shall not include special taxes or charges levied pursuant to section 481(a), or taxes, if any, dedicated to particular purposes pursuant to section 490, of the Home Rule Act, or any real property tax liens created or arising in any fiscal year preceding the issuance of the notes.

(g) Before the 16th day of each month, beginning in August 2004, the Mayor shall review the current monthly cash flow projections of the District, and if the Mayor determines that the aggregate amount of principal and interest payable at maturity on the notes then outstanding, less any amounts and investment income on deposit under the Escrow Agreement, equals or exceeds 85% of the Receipts estimated by the Mayor to be received after such date by the District but before the maturity of the notes, the Mayor shall promptly, upon receipt by the District, set aside and deposit with the Escrow Agent the Receipts received by the District on and after that date until the aggregate amount, including investment income, on deposit with the Escrow Agent equals or exceeds 100% of the aggregate amount of principal and interest on the notes payable at their maturity.

(h) The Mayor shall, in the full exercise of the authority granted the Mayor under the Home Rule Act and under any other law, take actions as may be necessary or appropriate to ensure that the

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principal of, and interest on, the notes are paid when due, including, but not limited to, seeking an advance or loan of moneys from the United States Treasury if available under then-current law. This action shall include, without limitation, the deposit of available funds with the Escrow Agent as may be required under section 483 of the Home Rule Act, this act, and the Escrow Agreement. Without limiting any obligations under this act or the Escrow Agreement, the Mayor reserves the right to deposit available funds with the Escrow Agent at his or her discretion.

(i) There are provided and approved for expenditure sums as may be necessary for making payments of the principal of, and interest on, the notes, and the provisions of the District of Columbia Appropriations Act, 2004, if enacted prior to the effective date of this act, relating to short-term borrowings are amended and supplemented accordingly by this section, as contemplated in section 483 of the Home Rule Act.

(j) The notes shall be payable, as to both principal and interest, in lawful money of the United States of America in immediately available or same-day funds at a bank or trust company acting as paying agent, located in the District, and at not more than 2 co-paying agents that may be located outside the District, one of which shall be located in New York, New York. All of the paying agents shall be qualified to act as paying agents under the laws of the United States of America, of the District, or of the state in which they are located, and shall be designated by the Mayor without regard to any other act or resolution of the Council now existing or adopted after the effective date of this act.

(k) In addition to the security available for the holders of the notes, the Mayor is hereby authorized to enter into agreements, including any agreement calling for payments in excess of \$1 million during fiscal year 2004, with a bank or other financial institution to provide a letter of credit, line of credit, or other form of credit enhancement to secure repayment of the notes when due. The obligation of the District to reimburse said bank or financial institution for any advances made under any such credit enhancement shall be a general obligation of the District until repaid and shall accrue interest at the rate of interest established by the Mayor not in excess of 15% per year until paid.

(l) The District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6-85; D.C. Official Code § 2-301.01 *et seq.*), and the Financial Institutions Deposit and Investment Amendment Act of 1997, effective March 18, 1998 (D.C. Law 12-56; D.C. Official Code § 47-351.01 *et seq.*), shall not apply to any contract which the Mayor may from time to time determine to be necessary or appropriate to place, in whole or in part:

- (1) An investment or obligation of the District as represented by the notes;
- (2) An investment or obligation or program of investment; or
- (3) A contract or contracts based on the interest rate, currency, cash flow, or other

basis as the Mayor may desire, including, without limitation, interest rate swap agreements; currency swap agreements; insurance agreements; forward payment conversion agreements; futures; contracts providing for payments based on levels of, or changes in, interest rates, currency exchange rates or stock or other indices; contracts to exchange cash flows or a series of payments; and contracts to hedge payment, currency, rate, spread or similar exposure, including, without limitation, interest rate floors, or caps, options, puts and calls. The contracts or other arrangements also may be entered into

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by the District in connection with, or incidental to, entering into or maintaining any agreement that secures the notes. The contracts or other arrangements shall contain whatever payment, security, terms, and conditions as the Mayor may deem appropriate and shall be entered into with whatever party or parties the Mayor may select, after giving due consideration, where applicable, to the creditworthiness of the counterparty or counterparties, including any rating by a nationally recognized rating agency or any other criteria as may be appropriate. In connection with, or incidental to, the issuance or holding of the notes, or entering into any contract or other arrangement referred to in this section, the District may enter into credit enhancement or liquidity agreements, with payment, interest rate, termination date, currency, security, default, remedy, and any other terms and conditions as the Mayor determines. Proceeds of the notes and any money set aside for payment of the notes or of any contract or other arrangement entered into pursuant to this section may be used to service any contract or other arrangement entered into pursuant to this section.

Sec. 8. Defeasance.

(a) The notes shall no longer be considered outstanding and unpaid for the purpose of this act and the Escrow Agreement, and the requirements of this act and the Escrow Agreement shall be deemed discharged with respect to the notes, if the Mayor:

(1) Deposits with an Escrow Agent, herein referred to as the "defeasance escrow agent", in a separate defeasance escrow account, established and maintained by the Escrow Agent solely at the expense of the District and held in trust for the note owners, sufficient moneys or direct obligations of the United States, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay when due the principal of, and interest payable at maturity on, all the notes; and

(2) Delivers to the defeasance escrow agent an irrevocable letter of instruction to apply the moneys or proceeds of the investments to the payment of the notes at their maturity.

(b) The defeasance escrow agent shall not invest the defeasance escrow account in any investment callable at the option of its issuer if the call could result in less than sufficient moneys being available for the purposes required by this section.

(c) The moneys and direct obligations referred to in subsection (a)(1) of this section may include moneys or direct obligations of the United States of America held under the Escrow Agreement and transferred, at the written direction of the Mayor, to the defeasance escrow account.

(d) The defeasance escrow account specified in subsection (a) of this section may be established and maintained without regard to any limitations placed on these accounts by any act or resolution of the Council now existing or adopted after this act becomes effective, except for this act.

Sec. 9. Additional debt and other obligations.

(a) The District reserves the right at any time to: borrow money or enter into other obligations to the full extent permitted by law; secure the borrowings or obligations by the

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pledge of its full faith and credit; secure the borrowings or obligations by any other security and pledges of funds as may be authorized by law; and issue bonds, notes, including Additional Notes, or other instruments to evidence the borrowings or obligations. The reserved right with regard to notes and Additional Notes issued pursuant to sections 471, 472, and 490 of the Home Rule Act shall be subject to this act. No borrowings or other obligations, including Additional Notes, shall be entered into that would require an immediate set-aside and deposit under section 7(g) applied as of the date of the issuance.

(b)(1) The District may issue Additional Notes pursuant to section 472 of the Home Rule Act that shall mature on or before September 30, 2004, and the District shall covenant to set aside and deposit under the Escrow Agreement, receipts and other available funds for payment of the principal of, and the interest on, the Additional Notes on a parity basis with the notes.

(2) The receipts and available funds referred to in paragraph (a) of this section shall be separate from the special taxes or charges levied pursuant to section 481(a), and taxes, if any, dedicated to particular purposes pursuant to section 490, of the Home Rule Act.

(3) Any covenants relating to any Additional Notes shall have equal standing and be on a parity with the covenants made for payment of the principal of, and the interest on, the notes.

(4) If Additional Notes are issued, then the provisions of section 7 shall apply to both the notes and the Additional Notes and increase the amounts required to be set aside and deposited with the Escrow Agent.

(5) As a condition precedent to the issuance of any Additional Notes, the Mayor or the authorized delegate shall deliver a signed certificate certifying that the District is in full compliance with all covenants and obligations under this act and the Escrow Agreement, that no set-aside and deposit of Receipts pursuant to section 7(g) applied as of the date of issuance is required, and that no set-aside and deposit will be required under section 7(g) applied immediately after the issuance.

(c) Any general obligation notes issued by the District pursuant to section 471 of the Home Rule Act shall not be scheduled to be due and payable until after the earlier of the following:

(1) The stated maturity date of all outstanding notes and Additional Notes; or

(2) The date an amount sufficient to pay all principal and interest payable at maturity on the notes and the Additional Notes is on deposit with the Escrow Agent.

(d) Revenue notes of the District, which are payable from specified District revenue that is set aside for the payment of the revenue notes and that is included in the amount of receipts estimated by the Mayor, pursuant to section 7(g), to be received after the proposed date of issue of the revenue notes and before the maturity of the notes, shall not be issued if a set-aside and deposit of Receipts pursuant to section 7(g) applied as of the proposed date of the issuance of revenue notes would be required. In determining, for purposes of this subsection, whether a set aside and deposit would be required, there shall be excluded from receipts estimated by the

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Mayor to be received after the proposed date of issuance of revenue notes and before the maturity of the notes an amount equal to the estimated revenues set aside for the payment of revenue notes.

Sec. 10. Tax matters.

The Mayor shall not (1) take any action or omit to take any action, or (2) invest, reinvest, or accumulate any moneys in a manner, that will cause the interest on the notes to be includable in gross income for federal income tax purposes or, if such notes were issued as non-AMT notes, to be treated as an item of tax preference for purposes of the federal alternative minimum tax. The Mayor also shall take all actions necessary to be taken so that the interest on the notes will not be includable in gross income for federal income tax purposes or, if the notes were issued as non-AMT notes, be treated as an item of tax preference for purposes of the federal alternative minimum tax.

Sec. 11. Contract.

This act shall constitute a contract between the District and the owners of the notes authorized by this act. To the extent that any acts or resolutions of the Council may be in conflict with this act, this act shall be controlling.

Sec. 12. District officials.

(a) The elected or appointed officials, officers, employees, or agents of the District shall not be liable personally for the payment of the notes or be subject to any personal liability by reason of the issuance of the notes.

(b) The signature, countersignature, facsimile signature, or facsimile countersignature of any official appearing on the notes shall be valid and sufficient for all purposes, notwithstanding the fact that the official ceases to be that official before delivery of the notes.

Sec. 13. Authorized delegation of authority.

To the extent permitted by the District and federal laws, the Mayor may delegate to any authorized delegate the performance of any act authorized to be performed by the Mayor under this act.

Sec. 14. Maintenance of documents.

Copies of the notes and related documents shall be filed in the Office of the Secretary to the Council.

Sec. 15. Information reporting.

(a) Within 3 days after the Mayor's receipt of the transcript of proceedings relating to the issuance of the notes, the Mayor shall transmit a copy of the transcript to the Secretary to the Council

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(b) The Mayor shall notify the Council within 30 days of any action taken under section 7(g).

Sec. 16. Fiscal impact statement.

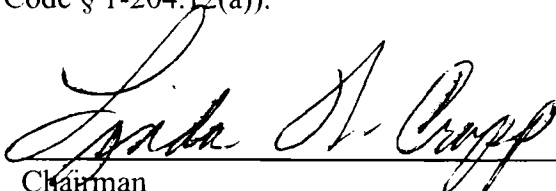
The Office of the Chief Financial Officer estimates that the fiscal impact of issuing these Tax Revenue Anticipation Notes is as follows:

(1) The debt service expense associated with issuing Tax Revenue Anticipation Notes to fund Fiscal Year 2004 seasonal cash needs in the amount of approximately \$175 million is incorporated in the District's proposed Fiscal Year 2004 budget. This act has a not-to-exceed amount of \$250 million, as a contingency in the event that the District's actual Fiscal Year 2004 seasonal cash needs exceed the projected cash needs at the time of budget preparation. In that event, the Office of the Chief Financial Officer plans to manage its total debt service expenditures in a manner that keeps such expenditures from exceeding the total debt service budget. As such, there is no additional fiscal impact associated with the passage of this act or the issuance of the notes.

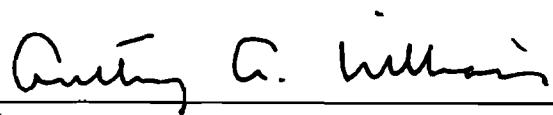
(2) The fiscal impact associated with not passing this act could be an inability of the District to meet numerous operating expenditures during Fiscal Year 2004.

Sec. 17. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-118

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003

To order, on an emergency basis, the closing of a portion of a public alley in Square 209,
bounded by Church Street, N.W., 14th Street, N.W., and P Street, N.W., in Ward 2.

BE IN ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Revised Closing of a Portion of a Public Alley in Square 209, S.O. 02-1019, Emergency Act of 2003".

Sec. 2. Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the portion of a public alley in Square 209, as shown on the revised Surveyor's plat filed under S.O. 0-1019, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the revised Surveyor's plat. The approval of the Council of this closing is contingent upon the establishment of an easement for alley purposes on the alley to be closed and the satisfaction of all other conditions set forth in the official file of S.O. 02-1019.

Sec. 3. The Closing of a Portion of a Public Alley in Square 209, S.O. 02-1019 Act of 2002, effective April 2, 2003 (D.C. Law 14-274; 50 DCR 442), is repealed.

Sec. 4. The Council adopts the fiscal impact statement in the committee report for the Closing of a Portion of a Public Alley in Square 209, S.O. 02-1019 Act of 2002, effective April 2, 2003 (D.C. Law 14-274; 50 DCR 442), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (84 Stat. 813; D.C. Official Code § 1-206.02(c)).

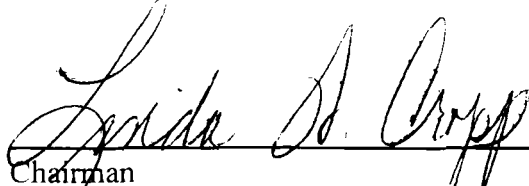
Sec. 5. The Secretary to the Council shall transmit a copy of this act, upon its effectiveness, each to the District of Columbia Surveyor and the District of Columbia Recorder of Deeds.

Sec. 6. This act shall take effect following approval by the Mayor (or in the event of veto

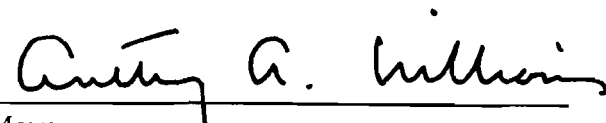
AUG 15 2003

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by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED

July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-119

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.

West Group
Publisher

To amend, on an emergency basis, section 47-857.01(2)(B) of the District of Columbia Official Code to clarify the definition of eligible area #1 .

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, This act shall be cited as the "Tax Abatement for New Residential Developments Definition Clarification Emergency Act of 2003".

Sec. 2. Section 47-857.01(2)(B) of the District of Columbia Official Code is amended by striking the phrase "SP-1" and inserting the phrase "SP" in its place.

Note,
§ 47-854.01

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813, D.C. Official Code §1-206.02(c)(3)).

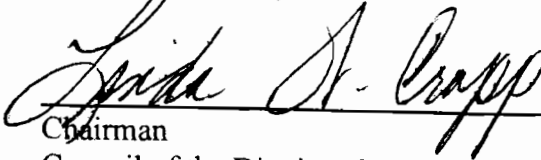
Sec. 4. Effective date.

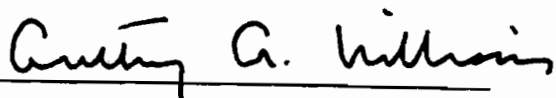
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

AUG 15 2003

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
July 29, 2003

COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR

FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency (X) Temporary () Permanent ()	Date Reported: July 7, 2003
--------------	---	-----------------------------

Subject/Short Title: "Tax Abatement for New Residential Developments Definition Clarification Emergency Act of 2003".

Part I. Summary of the Fiscal Estimates of the Bill		YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).		()	(x)
a) It will affect local expenditures.		()	(x)
b) It will affect federal expenditures.		()	(x)
c) It will affect private/other expenditures.		()	(x)
d) It will affect intra-District expenditures.		()	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).		()	(x)
a) It will impact local revenue.		()	(x)
b) It will impact federal revenue.		()	(x)
c) It will impact private/other revenue.		()	(x)
d) It will impact intra-District revenue.		()	(x)
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).		(x)	()

Part II. Other Impact of the Bill		
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
	YES	NO
1. It will affect an agency and/or agencies in the District.	()	(x)
2. Are there performance measures/output for this bill?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	()	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	(x)	()

Sources of information: Committee staff.	Councilmember: Evans
	Staff Person & Tel: Jeff Coudriet, 202/724-8058.
	Council Budget Director's Signature: <i>ARTHUR B. BROWN</i> 7/18/03

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-120IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, Chapter 10 of Title 47 of the District of Columbia Official Code to exempt from taxation certain real property of the American College of Cardiology Foundation.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "American College of Cardiology Foundation Real Property Tax Exemption Emergency Act of 2003".

Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"§ 47-1056. American College of Cardiology Foundation."

(b) A new section 47-1056 is added to read as follows:

"§ 47-1056. American College of Cardiology Foundation.

Note,
§ 47-1056

"Property owned, occupied, and used by the American College of Cardiology Foundation, is hereby exempt from all taxation so long as the property continues to be so owned and occupied, and not used for commercial purposes, subject to the provisions of § 47-1002 and § 47-1007, providing for exemption of certain real properties."

Sec. 3. Inclusion in the budget and financial plan.

This act shall take effect subject to the inclusion of its fiscal effect in an approved budget and financial plan.

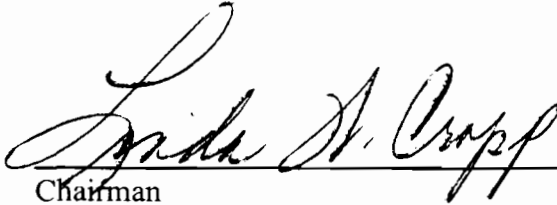
Sec. 4. Fiscal impact statement.

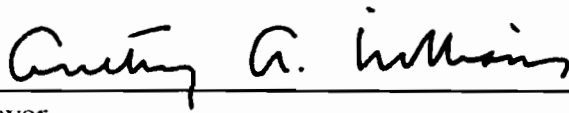
The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

ENROLLED ORIGINAL

Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED

July 29, 2003

**COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR**

FISCAL IMPACT STATEMENT

Bill Number:	Type: Emergency (X) Temporary () Permanent ()	Date Reported: July 7, 2003
--------------	---	-----------------------------

Subject/Short Title: "American College of Cardiology Foundation Real Property Tax Exemption Emergency Act of 2003".

Part I. Summary of the Fiscal Estimates of the Bill

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(x)
a) It will affect local expenditures.	()	(x)
b) It will affect federal expenditures.	()	(x)
c) It will affect private/other expenditures.	()	(x)
d) It will affect intra-District expenditures.	()	(x)
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	(x)	()
a) It will impact local revenue.	(x)	()
b) It will impact federal revenue.	()	(x)
c) It will impact private/other revenue.	()	(x)
d) It will impact intra-District revenue.	()	(x)
The legislation's impact on District revenues cannot be estimated at this time – as property tax valuations are based on size, condition, and location of improved property. However, the relocation of the American College of Cardiology Foundation to the District would result in the redevelopment of vacant land, at minimal tax loss to the District, as well as the associated positive economic impact that the Foundation and its activities would generate in the District, particularly with respect to the hospitality industry.		
3. The bill will have NO or minimal fiscal impact. (If "Yes," explain below).	()	(x)
See explanation above.		

Part II. Other Impact of the Bill

	YES	NO
If you check "Yes" for each question, please explain on separate sheet, if necessary.		
1. It will affect an agency and/or agencies in the District.	()	(x)
2. Are there performance measures/output for this bill?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this bill is not enacted?	()	(x)
4. Are funds appropriated for this bill in the Budget and Financial Plan for the current year?	()	(x)
The legislation has been made "subject to the inclusion of its fiscal effect in an approved budget and financial plan."		

Sources of information: Committee staff; May 22, 2003 economic impact analysis prepared by Economics Research Associates.

Councilmember: Evans

Staff Person & Tel: Jeff Coudriet, 202/724-8058.

Council Budget Director's Signature:

[Signature]

7/7/03

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-121IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, the Office of Property Management Establishment Act of 1998 to impose a requirement that the Office of Property Management report to the Council before entering into a contract in excess of \$500,000, including a contract with a party where multiple contracts with that party over a 12-month period exceed \$500,000 in the aggregate (in the case of sole source contracts in excess of \$50,000), and to require that all planned relocations of District government facilities be accompanied by a complete funding certification which analyzes all material, operational and other direct costs, such as anticipated lost revenue, likely to be incurred in relocating District government facilities; and to require a report by the Office of Property Management on the tenant representation program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Office of Property Management Reform Emergency Amendment Act of 2003".

Sec. 2. The Office of Property Management Establishment Act of 1998, effective March 26 1999 (D.C. Law 12-175; D.C. Official Code § 10-1001 *et seq.*), is amended by adding new sections 1806a and 1806b to read as follows:

"Sec. 1806a. Report to the Council on certain contracts.

"(a) For the purposes of this section, the term:

"(1) "Contract" includes a contract, lease, or any amendment or addendum to a contract or lease; task order; or purchase order.

"(2) "Party" includes any person or entity, including a corporation, general or limited partnership, limited liability company, trust, association, or cooperative, or any person, entity, owning or owned by (in any percentage) such person or entity.

"(b) At least 30 days before entering into any contract, the Office shall provide a report to the Council if the contract:

"(1) Exceeds \$500,000;

ENROLLED ORIGINAL

“(2) Is an addendum or an amendment to a contract, which contract, together with all addenda or amendments, in the aggregate, exceeds \$500,000;

“(3) Together with all contracts between the Office and a party, in the aggregate during a 12-month period, exceeds \$500,000;

“(4) Is a sole source contract which exceeds \$50,000;

“(5) Is an addendum or an amendment to a sole source contract, which contract, together with all addenda or amendments, in the aggregate, exceeds \$50,000; or

“(6) Together with all sole source contracts between the Office and a party, in the aggregate during a 12-month period, exceeds \$50,000.

“(c) The report shall include:

“(1) A summary of the material terms of the contract;

“(2) A copy of the contract; and

“(3) If subsection (b)(2), (3), (5), or (6) apply, a summary of the material terms of each contract and a copy of each contract.

“Sec. 1806b. Report to the Council on relocation.

“At least 90 days prior to any relocation of District government facilities, the Office shall provide to the Council a complete funding certification which analyzes all material, operational, and other direct costs, including anticipated lost revenues, likely to be incurred in relocating District government facilities.”.

Sec. 3. The Office of Property Management shall provide to the Council an analysis of the costs and benefits of instituting a new tenant representation program within 90 days of the effective date of this act.

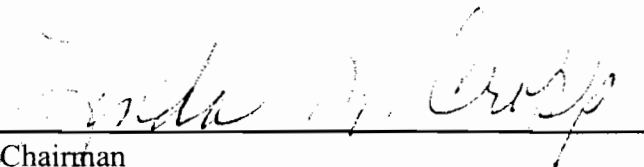
Sec. 4. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

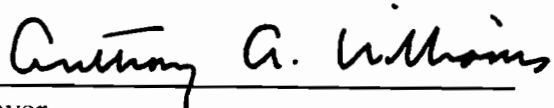
Sec. 5. This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia

ENROLLED ORIGINAL

in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
July 29, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-122

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 29, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, the Fiscal Year 2003 Budget Support Congressional Review Emergency Act of 2003 and the Fiscal Year 2003 Budget Support Temporary Act of 2003 to repeal the freeze of within-grade salary increase.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Freeze of Within-Grade Salary Increase Repeal Emergency Act of 2003".

Sec. 2. (a) Title I of the Fiscal Year 2003 Budget Support Emergency Act of 2003, effective March 31, 2003 (D.C. Act 15-51; 50 DCR 2954), is repealed.

(b) This section shall apply as of March 31, 2003.

Sec. 3. (a) Title I of the Fiscal Year 2003 Budget Support Congressional Review Emergency Act of 2003, effective on June 20, 2003 (D.C. Act 15-97; 50 DCR 5472), and Title I of the Fiscal Year 2003 Budget Support Temporary Act of 2003, signed by the Mayor on May 19, 2003 (D.C. Act 15-92; 50 DCR 4346), are repealed.

(b) This section shall apply as of June 20, 2003.

Sec. 4. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

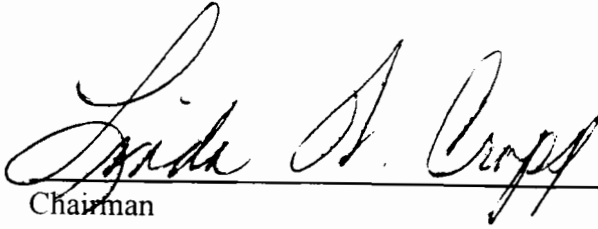
Sec. 5. Effective date.

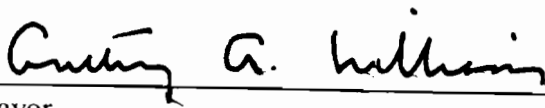
This act shall take effect immediately following approval by the Mayor (or in the event of veto by the Mayor, action by Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of Council of the District of Columbia in

AUG 15 2003

ENROLLED ORIGINAL

section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (97 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
July 29, 2003

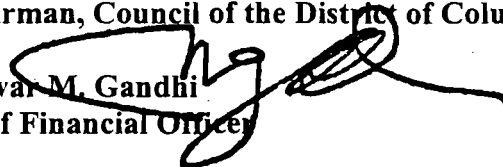
Government of the District of Columbia
Office of the Chief Financial Officer

Natwar M. Gandhi
Chief Financial Officer



MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi
Chief Financial Officer 

DATE: JUL 8 2003

SUBJECT: Fiscal Impact Statement: "Freeze of Within-Grade Salary Increase Repeal Emergency Act of 2003"

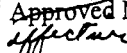
REFERENCE: Draft Legislation as Introduced

Conclusion

Funds are sufficient in the FY 2003 budget and the proposed FY 2004 through FY 2007 budget and financial plan as agreed to by the Mayor and the Council of the District of Columbia. No additional resources will be required to implement the proposed legislation.

Background

The proposed legislation repeals Title I of Bill 15-225 "Fiscal Year 2003 Budget Support Amendment Act of 2003."¹ Title I required a freeze of in-grade step increase promotions from the implementation date of the act through the remainder of FY 2003. The proposed legislation repeals Title I of Bill 15-225, pursuant to agreements reached by the Mayor and the Council of the District of Columbia on the FY 2004 proposed budget and financial plan.

¹ Approved March 31, 2003.


The Honorable Linda W. Cropp
FIS: Draft Legislation, "Freeze of Within-Grade
Salary Increase Repeal Emergency Act of 2003"
Page 2 of 2

Financial Plan Impact

Funds are sufficient in the FY 2003 budget and the proposed FY 2004 through FY 2007 budget and financial plan. The District's budgeted Workforce Investments has \$1.30 million earmarked to fund increases that are the result of implementing the proposed legislation. The estimated costs for unfreezing step increases is \$1.29 million. The table in Figure 1 presents the impact to the financial plan.

Figure 1.

Expenditure Impact to the Financial Plan (\$ in millions)					
FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	5-Year Total
\$1.29	\$0.00	\$0.00	\$0.00	\$0.00	\$1.29

The Chief Financial Officer's legislative fiscal analysis is prepared by the Special Projects and Fiscal Analysis Administration in the Office of Research and Analysis. Contact us at 441 4th Street, NW, Suite 400S, Washington D.C., 20001 or view our work on-line at <http://cfo.dc.gov>.

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-123

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

To approve, on an emergency basis, the acceptance and use of grants not appropriated in the District of Columbia Appropriations Act, 2003.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "July Budget Modifications for FY 2003 Grant Funds Provisional Approval Emergency Act of 2003".

Sec. 2. Pursuant to section 119 of the District of Columbia Appropriations Act, 2003, approved February 20, 2003 (Pub. L. No. 108-7; 117 Stat. 11), the acceptance and use of the following grants are hereby approved:

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
Department of Employment Services	164ALC	03	Federal	Alien Labor Certification	Pending award, subject to OCFO certification	\$115,540
Department of Employment Services	175WTC	03	Federal	Work Opportunity Tax Credit (WOTC)	Pending award, subject to OCFO certification	\$16,303
Department of Employment Services	MET003	03	Federal	Metro Tech	Pending award, subject to OCFO certification	\$62,500
Office of the City Administrator	UAS001	03	Federal	Urban Areas Security Initiative - NCR Part 1	Pending award, subject to OCFO certification	\$18,081,000
Office of the City Administrator	UAS002	03	Federal	Urban Areas Security Initiative - NCR Part 2	Pending award, subject to OCFO certification	\$42,409,851
University of the District of Columbia	6F2400	02	Federal	Federal Pell Grant	Pending award, subject to OCFO certification	\$250,000

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
University of the District of Columbia	6F2600	03	Federal	Scholarships for Disadvantaged Students (Psychology Graduate)	Pending award, subject to OCFO certification	\$7,000
University of the District of Columbia	6FF400	03	Federal	State Adult Education	Pending award, subject to OCFO certification	\$786,000
University of the District of Columbia	6F0900	03	Federal	Minority Biomedical Research Support(MBRS)	Pending award, subject to OCFO certification	\$25,500
University of the District of Columbia	6F9800	03	Federal	Health Careers Opportunity Program (HCOP)	Pending award, subject to OCFO certification	\$22,000
University of the District of Columbia	6F6000	03	Federal	Student Support Services	Pending award, subject to OCFO certification	\$45,000
University of the District of Columbia	6F1700	03	Federal	Educational Talent Search	Pending award, subject to OCFO certification	\$20,000
University of the District of Columbia	6F1800	03	Federal	Upward Bound	Pending award, subject to OCFO certification	\$13,000
University of the District of Columbia	6F9A00	03	Federal	Upward Bound Veterans	Pending award, subject to OCFO certification	\$30,000
University of the District of Columbia	6P3500	03	Private	NYSP Extended Youth Sports - Girls Clinic	Pending award, subject to OCFO certification	\$3,270
University of the District of Columbia	6P6400	03	Private	NYSP Excess Distribution	Pending award, subject to OCFO certification	\$25,000
University of the District of Columbia	6P6100	03	Private	Small Business Development Center	Pending award, subject to OCFO certification	\$18,750
University of the District of Columbia	6P5500	03	Private	Head Start Day Care Partnership	Pending award, subject to OCFO certification	\$15,000
University of the District of Columbia	6P7100	03	Private	Water Environment Studies in School Summer program	Pending award, subject to OCFO certification	\$48,000
Emergency Management	New grant	03	Federal	FEMA Hazard	Pending award,	\$98,973

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
Agency				Mitigation	subject to OCFO certification	
Emergency Management Agency	New grant	03	Federal	Community Assistance Program - State Support Services Element	Pending award, subject to OCFO certification	\$30,000
D.C. Public Schools	000BAA	04	Federal	Comprehensive School Reform (Title I)	Pending award, subject to OCFO certification	\$209,968
D.C. Public Schools	000CES	04	Federal	Community Service for Expelled or Suspended Students	Pending award, subject to OCFO certification	\$62,094
D.C. Public Schools	000CLA	04	Federal	21st Century Community Learning Centers: State Administration	Pending award, subject to OCFO certification	\$55,000
D.C. Public Schools	000CLC	04	Federal	22nd Century Community Learning Centers: State Activities	Pending award, subject to OCFO certification	\$42,000
D.C. Public Schools	000DAB	04	Federal	State Grants for Innovative Programs: NonPublic Schools	Pending award, subject to OCFO certification	\$100,000
D.C. Public Schools	000DAE	04	Federal	State Grants for Innovative Programs: DCPS	Pending award, subject to OCFO certification	\$250,000
D.C. Public Schools	000DAM	04	Federal	State Grants for Innovative Programs: Charter Schools	Pending award, subject to OCFO certification	\$120,600
D.C. Public Schools	000EAA	04	Federal	ESEA Title I: Local Administration	Pending award, subject to OCFO certification	\$450,000
D.C. Public Schools	000EAG	04	Federal	ESEA Title I: NonPublic Schools	Pending award, subject to OCFO certification	\$300,000
D.C. Public Schools	000EAH	04	Federal	ESEA Title I: Charter Schools	Pending award, subject to OCFO certification	\$3,600,000
D.C. Public Schools	000EAZ	04	Federal	ESEA Title I: Bilingual Education, Early Childhood, Prof.	Pending award, subject to OCFO certification	\$1,762,397

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
				Development		
D.C. Public Schools	000EBZ	04	Federal	State Agency Program--Neglected and Delinquent	Pending award, subject to OCFO certification	\$31,114
D.C. Public Schools	000EGZ	04	Federal	State Agency Program--Migrant	Pending award, subject to OCFO certification	\$110,308
D.C. Public Schools	000ERS	04	Federal	Reading First : State Administration	Pending award, subject to OCFO certification	\$25,000
D.C. Public Schools	000FAA	04	Federal	Vocational Education: State Administration	Pending award, subject to OCFO certification	\$100,000
D.C. Public Schools	000FCJ	04	Federal	Vocational Education: Local Schools (Competitions)	Pending award, subject to OCFO certification	\$900,000
D.C. Public Schools	000FGZ	04	Federal	Tech-Prep Education State Grants	Pending award, subject to OCFO certification	\$81,459
D.C. Public Schools	000GAZ	04	Federal	Impact Aid Basic Support Payments	Pending award, subject to OCFO certification	\$421,480
D.C. Public Schools	000GCZ	04	Federal	Impact Aid Payments for Children with Disabilities	Pending award, subject to OCFO certification	\$8,487
D.C. Public Schools	000HLA	04	Federal	Safe and Drug-Free Schools and Communities: Student Intervention Serv.	Pending award, subject to OCFO certification	\$465,000
D.C. Public Schools	000HLB	04	Federal	Safe and Drug-Free Schools and Communities: Charter Schools	Pending award, subject to OCFO certification	\$106,350
D.C. Public Schools	000ITD	04	Federal	Improving Teacher Quality: Teachers Affairs & Prof. Development	Pending award, subject to OCFO certification	\$1,400,000
D.C. Public Schools	000ITN	04	Federal	Improving Teacher Quality: NonPublic Schools	Pending award, subject to OCFO certification	\$600,000

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
D.C. Public Schools	000ITP	04	Federal	Improving Teacher Quality: Charter Schools	Pending award, subject to OCFO certification	\$900,000
D.C. Public Schools	000ITQ	04	Federal	Improving Teacher Quality: DCPS	Pending award, subject to OCFO certification	\$435,000
D.C. Public Schools	000JBD	04	Federal	Special Education: DCPS LEA	Pending award, subject to OCFO certification	\$3,000,000
D.C. Public Schools	000JBM	04	Federal	Special Education: Special Education--Preschool Grants	Pending award, subject to OCFO certification	\$62,857
D.C. Public Schools	000LAL	04	Federal	Language Acquisition: Bilingual Education	Pending award, subject to OCFO certification	\$183,178
D.C. Public Schools	000MSP	04	Federal	Mathematics and Science Partnerships: State/Local Grants (4661)	Pending award, subject to OCFO certification	\$100,000
D.C. Public Schools	000MSS	04	Federal	Mathematics and Science Partnerships: State Administration	Pending award, subject to OCFO certification	\$24,900
D.C. Public Schools	000RCZ	04	Federal	Educational Technology: Charter Schools, NonPublic Schools, Instructional Technology	Pending award, subject to OCFO certification	\$800,000
D.C. Public Schools	000RSA	04	Federal	State Assessments: SEA - Administration	Pending award, subject to OCFO certification	\$300,000
D.C. Public Schools	000RSS	04	Federal	State Assessments: SEA - Activities	Pending award, subject to OCFO certification	\$500,000
D.C. Public Schools	000ZHZ	04	Federal	Even Start	Pending award, subject to OCFO certification	\$280,027
DC Energy Office	SECCRC	01	Federal	State Energy Program	Carryover Amount from FY 2002	\$ 58,056
DC Energy Office	SECCBT	01	Federal	State Energy Program	Carryover Amount from FY 2002	\$ 64,056

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
DC Energy Office	SECCTP	01	Federal	State Energy Program	Carryover Amount from FY 2002	\$ 94,517
DC Energy Office	SECCBP	01	Federal	State Energy Program	Carryover Amount from FY 2002	\$ 6,855
DC Energy Office	SEP998	02	Federal	State Energy Program	Carryover Amount from FY 2002	\$ 35,158
DC Public Schools	000CES	03	Federal	Community for Expelled Students	New Grant	\$ 250,000
DC Public Schools	000HAA	02	Federal	Title II: Eisenhower	Carryover Amount from FY 2002	\$ 763,501
DC Public Schools	000NAE	03	Federal	NAEP (State Coordinator)	New Grant	\$ 75,325
DC Public Schools	000PCE	02	Federal	Partnership in Character Ed.	Carryover Amount from FY 2002	\$ 180,587
DC Public Schools	000PCF	02	Federal	Partnership in Character Ed.	Grant is Greater Than the Estimated Amount in Budget	\$ 65,143
DC Public Schools	000RSA	03	Federal	Grants for State Assessments	Grant is Greater Than the Estimated Amount in Budget	\$ 1,786,000
DC Public Schools	000RSS	03	Federal	Grants for State Assessments	Grant is Greater Than the Estimated Amount in Budget	\$ 1,321,628
DC Public Schools	000SAA	02	Federal	Standards, Assessment and Acct.	Carryover Amount from FY 2002	\$ 107,449
DC Public Schools	000TAH	03	Federal	Teaching American History	New Grant	\$ 296,482
DC Public Schools	000TNT	03	Federal	Transition to Teaching Program	New Grant	\$ 354,178
DC Public Schools	000TQE	03	Federal	Teacher Quality Enhancement	New Grant	\$ 1,066,416
DC Public Schools	000WAD	03	Federal	Community Foundation for the Capital Region	New Grant	\$ 150,000
DC Public Schools	000WBH	03	Private	Baxter Health	New Grant	\$ 105,000
DC Public Schools	000WMR	03	Private	Project GLOBE	Grant is Greater	\$ 12,783

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
					Than the Estimated Amount in Budget	
University of District of Columbia	6F2400	02	Federal	Federal Pell Grant	Grant is Greater Than the Estimated Amount in Budget	\$ 80,817
University of District of Columbia	6F5900	03	Federal	UDC IPA	Grant is Greater Than the Estimated Amount in Budget	\$ 63,255
University of District of Columbia	6P1500	03	Private	National Youth Service	Grant is Greater Than the Estimated Amount in Budget	\$ 5,250
University of District of Columbia	6P7200	03	Private	Police Athletic League Youth Enrichment	New Grant	\$ 25,000
University of District of Columbia	6F9100	01	Federal	Determ. Of Childhood Obesity	Carryover Amount from FY 2002	\$ 49,240
University of District of Columbia	6P1500	02	Private	Neighborhood Youth Sports Program Fund	Carryover Amount from FY 2002	\$ 15,887
University of District of Columbia	6F9500	02	Federal	Diabetes Factors Etc.	Grant Award is Less than Budget	\$ (7,000)
University of District of Columbia	6FF400	02	Federal	State Adult Education Program	Grant is Greater Than the Estimated Amount in Budget	\$ 1,559
University of District of Columbia	6P2800	03	Private	Cornell University AES-CES	Grant Award is Less than Budget	\$ (1,500)
University of District of Columbia	6P5500	02	Private	Head Start Day Care Partnership	Carryover Amount from FY 2002	\$ 14,411
Metropolitan Police Department	NCRH00	03	Federal	National Criminal History	Grant is Greater Than the Estimated Amount in Budget	\$ 229,916
University of District of Columbia	6F9900	03	Federal	UDC Speech Pathology	New Grant	\$ 41,800

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
DC Energy Office	SEPNMO	01	Federal	State Energy Program	Grant is Greater Than the Estimated Amount in Budget	\$ 45,000
DC Public Schools	000API	02	Federal	Advance Placement	Carryover Amount from FY 2002	\$ 221,964
DC Public Schools	000HLA	02	Federal	Title IV – Safe & Drug Free Schools	Carryover Amount from FY 2002	\$ 817,277
DC Public Schools	000IHE	03	Federal	Improve Health Education of Youth	New Grant	\$ 249,936
DC Public Schools	000QDD	02	Federal	Development & Implement Grant	Carryover Amount from FY 2002	\$ 41,962
DC Public Schools	000RCI	02	Federal	Refugee Children Impact	Carryover Amount from FY 2002	\$ 8,780
Department of Employment Services	175WTC	02	Federal	Work Opportunities – Tax C	Carryover Amount from FY 2002	\$ 45,352
Department of Employment Services	2070UI	03	Federal	SUIESD TEUC Administration	Grant is Greater Than the Estimated Amount in Budget	\$ 152,070
Department of Employment Services	2100UI	03	Federal	UI State Administration	Grant is Greater Than the Estimated Amount in Budget	\$ 325,819
Department of Employment Services	216STP	03	Federal	One Stop Labor Market	Carryover Amount from FY 2002	\$ 60,231

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
Department of Health	11EHPG	01	Federal	Pollution Prevention Incentive	Carryover Amount from FY 2002	\$ 15,850
Department of Health	21NHMC	02	Federal	Universal Newborn Hear	Carryover Amount from FY 2002	\$ 171,509
Department of Health	21PSDP	02	Federal	Distributed Data Program System	Grant is Greater Than the Estimated Amount in Budget	\$ 71,429
Department of Health	22EHHW	02	Federal	Hazardous Waste Management Storage	Carryover Amount from FY 2002	\$ 32,464
Department of Health	22EHST	02	Federal	Underground Storage	Carryover Amount from FY 2002	\$ (39,467)
Department of Health	22HAER	03	Federal	HIV Emergency Relief	Grant is Less Than the Estimated Amount in Budget	\$ (1,087,840)
Department of Health	22HASS	03	Federal	HIV/AIDS Surveillance	Grant is Greater Than the Estimated Amount in Budget	\$ 265,900
Department of Health	22PHBI	03	Federal	TBI Part Demonstration	Grant is Greater Than the Estimated Amount in Budget	\$ 12,653
Department of Health	31EHCP	03	Federal	CORE Program	Grant is Less Than the Estimated Amount in Budget	\$ (119,846)
Department of Health	31EHEE	03	Federal	Aquatic Education Center	Grant is Greater Than the Estimated Amount in Budget	\$ 100,000
Department of Health	31EHHT	03	Federal	Hazardous Waste & Toxic	Grant is Less Than the Estimated Amount in Budget	\$ (135,661)
Department of Health	31NCPC	03	Federal	Breast & Cervical Cancer	Grant is Greater Than the Estimated Amount in Budget	\$ 108,251
Department of Health	31NHMC	03	Federal	Universal Newborn	Grant is Less	\$ (84,683)

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
				Hear	Than the Estimated Amount in Budget	
Department of Health	31PHIM	03	Federal	Immunization & Vaccination for Children	Grant is Greater Than the Estimated Amount in Budget	\$ 62,899
Department of Health	31PSFS	03	Federal	Food Stamp Nutrition Education	Grant is Greater Than the Estimated Amount in Budget	\$ 265,142
Department of Health	31PSBD	03	Federal	Development & Implementation of Pop. Based	Grant is Greater Than the Estimated Amount in Budget	\$ 65,000
Department of Health	32HAER	03	Federal	HIV Emergency Relief	Grant is Less Than the Estimated Amount in Budget	\$ (919,500)
Department of Health	32HAPR	03	Federal	HIV Emergency Relief	Grant is Greater Than the Estimated Amount in Budget	\$ 164,311
Department of Health	32HASS	03	Federal	HIV/AIDS Surveillance	Grant is Less Than the Estimated Amount in Budget	\$ (133,549)
Department of Housing & Community Development	000ESG	03	Federal	Emergency Shelter Grant	Grant is Less Than the Estimated Amount in Budget	\$ (2,000)
Department of Housing & Community Development	00HOME	03	Federal	Home Investment & Partnership	Grant is Greater Than the Estimated Amount in Budget	\$ 143,000
Department of Human Services	09AFTF	03	Federal	Income Assistance - TANF Federal	Decrease to Match Estimated Amount in Budget	\$ (755,126)
Department of Human Services	19AFTF	03	Federal	Income Assistance - TANF Federal	Grant is Greater Than the Estimated Amount in Budget	\$ (950,708)
Department of Human	22RSDD	03	Federal	Disability	Decrease to Match	\$

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
Services				Determination	Estimated Amount in Budget	(439,198)
Department of Human Services	29AFTF	03	Federal	Income Assistance – TANF Federal	Decrease to Match Estimated Amount in Budget	\$ (9,346,514)
Department of Human Services	32CSCS	03	Federal	Community Service Block Grant	Decrease to Match Estimated Amount in Budget	\$ (450,000)
Department of Human Services	32CSSS	03	Federal	Social Service Block Grant	Grant is Less Than the Estimated Amount in Budget	\$ (213,989)
Department of Human Services	32DCCI	03	Federal	Transition Health Care	Grant is Less Than the Estimated Amount in Budget	\$ (37,400)
Department of Human Services	32DCEL	03	Federal	Early Learning Opportunity	Grant is Less Than the Estimated Amount in Budget	\$ (529,261)
Department of Human Services	32FSSS	03	Federal	Refugee Resett Social Service	Grant is Less Than the Estimated Amount in Budget	\$ (50,000)
Department of Human Services	32FSTA	03	Federal	Refugee Resett Target Assistance	Grant is Less Than the Estimated Amount in Budget	\$ (350,000)
Department of Human Services	32RSCA	03	Federal	Client Assistance	Grant is Greater Than the Estimated Amount in Budget	\$ (53,000)
Department of Human Services	32RSIL	03	Federal	Independent Living	Grant is Less Than the Estimated Amount in Budget	\$ (30,000)
Department of Human Services	32RSIO	03	Federal	Independent Living for the Elderly Blind	Decrease to Match Estimated Amount in Budget	\$ (65,000)
Department of Human Services	32RSSE	03	Federal	Supported Employment	Grant is Less Than the Estimated Amount in Budget	\$ (200,000)
Department of Human Services	39AFTF	03	Federal	Income Assistance – TANF Federal	Decrease to Match Estimated Amount in Budget	\$ (3,961,819)
Office of the City Administrator	DOM002	03	Federal	State Homeland Security Grant	Grant is Greater Than the Estimated Amount	\$ 13,006,000

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
					in Budget	
Office of the City Administrator	LL9001	00	Federal	Local Law Enforcement	Grant is Greater Than the Estimated Amount in Budget	\$ 315,481
Office of the City Administrator	VOW901	03	Federal	Stop Violence Against Women	Grant is Greater Than the Estimated Amount in Budget	\$ 798,000
University of District of Columbia	6F1800	01	Federal	Upward Bound	Grant is Greater Than the Estimated Amount in Budget	\$ 37,004
University of District of Columbia	6F7300	01	Federal	Minority Grantsmanship	Grant is Greater Than the Estimated Amount in Budget	\$ 9,313
University of District of Columbia	6F7300	00	Federal	Minority Grantsmanship	Decrease to Match Estimated Amount in Budget	\$ (119,011)
University of District of Columbia	6F9500	01	Federal	Diabetes Factors etc.	Carryover Amount from FY 2002	\$ 67,253
Department of Health	33HAHO	03	Federal	Housing Opportunity for People	Decrease to Match Estimated Amount in Budget	\$ (3,200,000)
Department of Employment Services	WIAADT	02	Federal	Adult Program	Carryover Amount from FY 2002	\$ (21,577)
Commission on Arts & Humanities	00USW0	00	Private	Arts & Underserved	Carryover Amount from FY 2002	\$ 21,400
Department of Health	31PHH0	03	Private	Howard University Bureau of Epidemiology	New Grant	\$ 119,526
Department of Health	31MMHA	03	Federal	HIV: Ticket to Work Program	New Grant	\$ 115,000
Child & Family Services	100000	99	Private	Freddie Mac -FY99	Carryover Amount from FY 2002	\$ 16,386
Department of Health	03HAHO	00	Federal	Housing Opportunities for	Carryover Amount from FY 2002	\$ 1,469,000

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
				People		
Department of Health	23HAHO	03	Federal	Housing Opportunities for People	New Grant	\$ 3,200,000
Emergency Management Agency	SNOW03	03	Federal	Snow Storm Recovery	New Grant	\$ 1,532,294
Emergency Management Agency	WMECTF	03	Federal	Washington Metro Electric Crimes Task Force	New Grant	\$ 3,000
Department of Health	33HAPC	03	Federal	Substance Abuse and HIV Program	New Grant	\$ 21,071
Department of Health	13HACB	03	Federal	Community Based HIV and AIDS Program	New Grant	\$ 18,953
Department of Health	22HATT	02	Federal	Ryan White Grant Title I	Carryover from FY 2002	\$ 9,683
Department of Health	22HATT	03	Federal	Ryan White Grant Title I	New Grant	\$ 3,599,501
Department of Health	32HATT	03	Federal	Ryan White Grant Title II	New Grant	\$ (698,816)
Department of Health	21MMTW	02	Federal	Ticket to Work	Carryover from FY 2002	\$ 235,610
Department of Health	32APBG	03	Federal	Substance Abuse and HIV Program	New Grant	\$ 770,463
Department of Health	33MRSC	03	Federal	Real Choice System	New Grant	\$ 336,987
Department of Health	13HAHO	03	Federal	Housing Opportunities for People	New Grant	\$ (961,357)
Office of the City Administrator	BF9002	01	Federal	Byrne Grant	Carryover from FY 2002	\$ 1,072,659
DC Public Schools	000STW	02	Federal	School to Work	Carryover from FY 2002	\$ 510,066
Office of the Chief Financial Officer	FHW595	02	Federal	Motor Fuel Tax Comp.	Carryover from FY 2002	\$ 111,611
University of the District of Columbia	6F4200	03	Federal	Water Resources	New Grant	\$ 84,423
DC Public Schools	000CRN	02	Federal	Occupational and Employment Info.	Carryover from FY 2002	\$ 28,175
DC Public Schools	000CSR	02	Federal	Class Size Reduction	Carryover from FY 2002	\$ 1,319,912

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
DC Public Schools	000EAA	03	Federal	Title I Grants to LEAs	New Grant	\$ 269,212
DC Public Schools	000EAB	03	Federal	Title I Grants to LEAs	New Grant	\$ 11,430
DC Public Schools	000EAZ	03	Federal	Title I Grants to LEAs	New Grant	\$ 97,754
DC Public Schools	000FGZ	02	Federal	Technology Prep Education	Carryover from FY 2002	\$ 22,696
DC Public Schools	000JBM	02	Federal	Special Education – Preschool Grants	Carryover from FY 2002	\$ 1,135
DC Public Schools	000QBA	02	Federal	Emergency Immigrant Education Program	Carryover from FY 2002	\$ 20,314
DC Public Schools	000EAZ	02	Federal	Title I Grants to LEAs	Carryover from FY 2002	\$ 960,843
DC Public Schools	000FCJ	02	Federal	Vocational Education	Carryover from FY 2002	\$ 1,713,416
University of the District of Columbia	6F2400	00	Federal	Pell Grant	Carryover from FY 2002	\$ 103,210
University of the District of Columbia	6P3000	00	Private	Center for Cooperatives	Carryover from FY 2002	\$ 22,749
University of the District of Columbia	6F7300	01	Federal	Minority Grantsmanship	Carryover from FY 2002	\$ 9,313
University of the District of Columbia	6F1800	00	Federal	Upward Bound Program	Carryover from FY 2002	\$ 33,942
Office of the City Administrator	GT7001	03	Federal	Grants to Encourage Arrest	New Grant	\$ 1,020,132
Office of the City Administrator	RST801	98	Federal	Residential Substance Abuse	Carryover from FY 2002	\$ 158,327
Office of the City Administrator	RST901	99	Federal	Residential Substance Abuse	Carryover from FY 2002	\$ 289,202
Office of the City Administrator	CVA003	00	Federal	FY00-Crime Victim Assistance	Carryover from FY 2002	\$ 32,871
Office of the City Administrator	GT7001	98	Federal	Grants to Encourage Arrest	Carryover from FY 2002	\$ (1,040,908)
Office of the Mayor	ADPDAT	03	Federal	State Commission Administration	New Grant	\$ (5,002)
DC Public Schools	000WMR	02	Private	GLOBE	Carryover from FY 2002	\$ 32,953
DC Public Schools	000WBH	02	Private	Baxter International	Carryover from FY 2002	\$ 93,940
	000WAD	02	Private	Community	Carryover from	\$

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
DC Public Schools				Foundation for the Capital Region	FY 2002	150,000
University of the District of Columbia	6P4500	03	Private	AMPS Program	New Grant	\$ 96,848
DC Public Schools	000LDZ	02	Federal	Christa McAuliffe	Decrease to Match Estimated Amount in Budget	\$ (37,990)
DC Public Schools	000MAR	02	Federal	Project MAR	Carryover from FY 2002	\$ 1,135
DC Public Schools	000REA	03	Federal	Reading Excellence	Decrease to Match Estimated Amount in Budget	\$ (897,000)
DC Public Schools	000REA	02	Federal	Reading Excellence	Carryover from FY 2002	\$ (1,027,911)
DC Public Schools	000ZAF	03	Federal	Head Start	New Grant	\$ 488,425
DC Public Schools	000ZHZ	02	Federal	Evenstart	Carryover from FY 2002	\$ 416,566
DC Public Schools	000ZHZ	03	Federal	Evenstart	New Grant	\$ 36,850
DC Public Schools	000RBZ	03	Federal	Title X – Public Charter Schools	Decrease to Match Estimated Amount in Budget	\$ (151,849)
DC Public Schools	000QDG	03	Federal	Teachers and Personnel Grants	Decrease to Match Estimated Amount in Budget	\$ (17,449)
DC Public Schools	000LDZ	03	Federal	Christa McAuliffe	Decrease to Match Estimated Amount in Budget	\$ (37,990)
DC Public Schools	000GAZ	03	Federal	Impact Aid	Decrease to Match Estimated Amount in Budget	\$ (497,554)
DC Public Schools	000FGZ	03	Federal	Tech Prep Education	New Grant	\$ 14,155
DC Public Schools	000MAR	03	Federal	Comprehensive School Grants – Project OMAR	Decrease to Match Estimated Amount in Budget	\$ (8,056)
DC Public Schools	000QDE	03	Federal	Training for All Teachers	Decrease to Match Estimated Amount in Budget	\$ (200,054)
	000QCZ	03	Federal	Bilingual Education –	Decrease to Match	\$

ENROLLED ORIGINAL

Agency	Grant #	Phase	Type	Description	Reason for Request	Amount
DC Public Schools				State Grant	Estimated Amount in Budget	(106,997)
DC Public Schools	000RDZ	03	Federal	Bilingual Education Statewide Improvement (PRIME DC)	Decrease to Match Estimated Amount in Budget	\$ (442,264)
DC Public Schools	000ZBD	02	Federal	Beverly Dugger State Initiative Grant	Decrease to Match Estimated Amount in Budget	\$ (80,728)
DC Public Schools	000000	03	Federal	Unallocated Grants		\$ (1,700,839)
University of the District of Columbia	6P3800	02	Private	SEMA Replication	Carryover from FY 2002	\$ 190,625

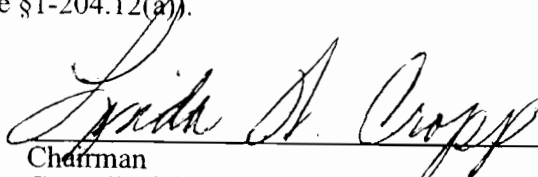
Sec. 3. Availability of funds approved in this act shall be certified by the Chief Financial Officer before agencies may spend them.

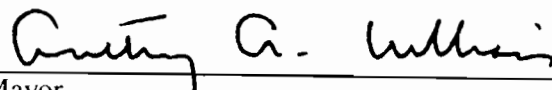
Sec. 4. Fiscal impact statement.

This legislation does not affect the District of Columbia's budget or financial plan and, therefore, has no fiscal impact.

Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-204.12(a)).


 Chairman
 Council of the District of Columbia


 Mayor
 District of Columbia
 APPROVED
 July 29, 2003

AUG 15 2003

DISTRICT OF COLUMBIA REGISTER

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-124

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003

*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Fall
Supp.

West Group
Publisher

To amend, on an emergency basis, An Act Relating to the adulteration of foods and drugs in the District of Columbia to authorize the Mayor to establish sanitary standards for wholesale food operations that do not provide food directly to the consumer, including manufacturers, processors, repackagers, and distributors of food, by including "food processing plants" within the definition of "food establishment".

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Food Regulation Emergency Amendment Act of 2003".

Sec. 2. Section 2(5) of An Act Relating to the adulteration of foods and drugs in the District of Columbia, approved February 17, 1898 (30 Stat. 246; D.C. Official Code § 48-102(5)), is amended as follows:

**Note,
§ 48-102**

(a) Subparagraph (A) is amended as follows:

(1) Sub-subparagraph (v) is amended by striking the word "and" at the end.

(2) Sub-subparagraph (vi) is amended by adding the word "and" at the end.

(3) A new sub-subparagraph (vii) is added to read as follows:

"(vii) A food processing plant."

(b) Subparagraph (B)(iii) is repealed.

Sec. 3. Fiscal impact statement.

This act has no fiscal impact because it merely includes food processing plants within the Mayor's original authorization to regulate food and food service establishments.

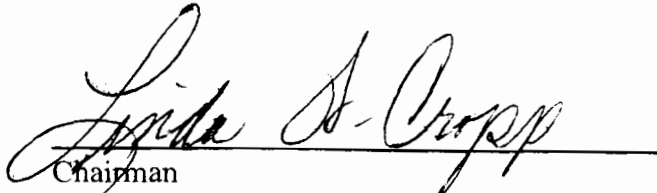
Sec. 4. Effective date.

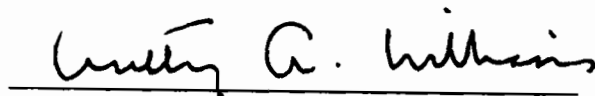
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

AUG 15 2003

ENROLLED ORIGINAL

412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
July 29, 2003

AUG 15 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-125IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JULY 29, 2003Codification
District of
Columbia
Official Code

2001 Edition

2003 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, due to Congressional review, the Lead-Based Paint Abatement and Control Act of 1996 to change exemptions and increase criminal and civil penalties and fines for violations to match federal standards; to amend the Housing Regulations of the District of Columbia to require notice to the Department of Health of peeling paint in older housing businesses; and to amend section 806 of Title 20 of the District of Columbia Municipal Regulations to make technical amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Lead-Based Paint Abatement and Control Congressional Review Emergency Amendment Act of 2003".

Sec. 2. The Lead-Based Paint Abatement and Control Act of 1996, effective April 9, 1997 (D.C. Law 11-221; D.C. Official Code § 8-115.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 8-115.01) is amended as follows:

Note,
§ 8-115.01

(1) Paragraph (2) is amended by striking the number "8" and inserting the number "6" in its place.

(2) Paragraph (8) is amended by striking the phrase "seven-tenths of a milligram per square centimeter (0.7 mg/cm²)" and inserting the phrase "one milligram per square centimeter (1.0 mg/cm²)" in its place.

(3) A new paragraph (12) is added to read as follows:

"(12) "0-bedroom unit" means any residential unit in which the living areas are not separated from the sleeping areas."

(b) Section 5 (D.C. Official Code § 8-115.04) is amended as follows:

Note,
§ 8-115.04

(1) Paragraph (1) is amended by striking the number "8" and inserting the number "6" in its place.

(2) Paragraph (2) is amended by striking the number "8" and inserting the number "6" in its place.

(c) Section 8(a) (D.C. Official Code § 8-115.07(a)) is amended by striking the phrase "individuals, except governmental agencies." and inserting the phrase "individuals." in its place.

Note,
§ 8-115.07

ENROLLED ORIGINAL

(d) Section 13(a) (D.C. Official Code § 8-115.12(a)) is amended to read as follows:

Note,
§ 8-115.12

"(a) Notwithstanding any other provision of this act, any person who knowingly or willfully violates sections 4, 6, 7, or 8, or the implementing rules and regulations, shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine of not more than \$25,000, imprisonment of not more than one year, or both."

(e) Section 14(a) (D.C. Official Code § 8-115.13(a)) is amended by striking the phrase "\$500" and inserting the phrase "\$25,000" in its place.

Note,
§ 8-115.13

Sec. 3. The Housing Regulations of the District of Columbia, issued August 11, 1955 (C.O. 55-1503; 14 DCMR Chapters 1-13), are amended as follows:

DCMR

(a) Section 1102 (14 DCMR § 199.1) is amended by amending the definition for the term "exterior surface" by striking the number "8" and inserting the phrase "six (6)" in its place.

(b) Section 2605.2 (14 DCMR §§ 707.8-707.12) is amended by striking the number "8" and inserting the phrase "six (6)" in its place.

(c) Section 2605.3 (14 DCMR §§ 707.13-707.14) is amended as follows:

(1) Strike the phrase "0.5 of 1 percent or more of the total weight of the materials or 0.7 milligrams or more per square centimeter (0.7 mg/cm²)" and insert the phrase "five-tenths of one percent (0.5%) or more of the total weight of the materials or one milligram per square centimeter (1.0 mg/cm²)" in its place.

(2) Strike the number "8" wherever it appears and insert the phrase "six (6)" in its place.

(d) Section 2605.4 (14 DCMR §§ 707.3-707.4) is amended as follows:

(1) Strike the number "8" wherever it appears and insert the phrase "six (6)" in its place.

(2) Strike the phrase "0.5 of 1 percent of the total weight of the material or more than 0.7 milligrams per square centimeter (0.7 mg/cm²)" wherever it appears and insert the phrase "five-tenths of one percent (0.5 %) of the total weight of the material or more than one milligram per square centimeter (1.0 mg/cm²)" in its place.

(e) Section 2605a(a) (14 DCMR §§ 707.15-707.16) is amended by striking the number "8" wherever it appears and inserting the phrase "six (6)" in its place.

(f) A new section 3103.6 (14 DCMR § 201.6) is added to read as follows:

"3103.6 The Director of the District agency responsible for enforcement of the housing regulations shall report to the Director of the District agency responsible for health regulations the presence of peeling paint on the interior or exterior surfaces of any housing business built before 1978, and licensed under this chapter, excluding hotels and motels."

Sec. 4. Section 806.1(e)(3) of Title 20 of the District of Columbia Municipal Regulations (February 1997) (20 DCMR § 806.1(e)(3)) is amended by striking the phrase "If performing clearance tests, the" and inserting the word "The" in its place.

DCMR

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ENROLLED ORIGINAL

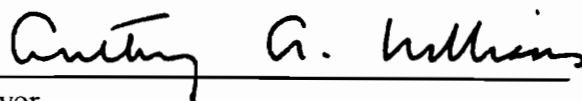
Sec. 5. Fiscal impact statement.

The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 6. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED

July 29, 2003

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Chief Financial Officer

Natwar M. Gandhi
Chief Financial Officer



MEMORANDUM

TO: The Honorable Linda W. Cropp
Chairman, Council of the District of Columbia

FROM: Natwar M. Gandhi
Chief Financial Officer

DATE: April 1, 2002

SUBJECT: Fiscal Impact Statement: "Lead-Based Paint Abatement and Control Amendment Act of 2002"

REFERENCE: Draft Legislation – No Bill Number Available

Conclusion

Funds are sufficient in the FY 2002 through FY 2005 budget and financial plan because no additional staff or resources will be required to implement the proposed legislation. The proposed legislation may result in an increase to local General Fund revenue of \$24,000 to \$58,000 in the initial year of implementation resulting from the collection of civil fines. Over the four-year period of FY 2002 through FY 2005 the total local General Fund revenue collected as civil fines may be between \$96,000 to \$232,000.

Background

The proposed legislation amends the Lead-Based Paint Abatement and Control Amendment Act of 1996, the Housing Regulations of the District of Columbia, and 20 DCMR Chapter 8 to increase existing fines to match federal limits. In addition, the proposed legislation will make other amendments to conform District regulations to federal lead-based paint regulations. Currently the District's fines and penalties for violation of the Lead-Based Paint Abatement and Control Amendment Act are \$1,000 for a first offense and \$5,000 for each subsequent offense and 6 months in prison. The proposed legislation will increase the penalties to \$25,000 and 1 year in prison with no distinction between first-time and subsequent offenses. The bill raises the civil penalties from the current \$500 per day of violation to \$25,000 per each day of violation.

Implementation of the proposed legislation will enable the District to obtain final delegation of enforcement of the lead-based paint provisions of the Toxic Substances

The Honorable Linda W. Cropp
FIS: Draft Legislation, "Lead-Based Paint Abatement
and Control Amendment Act of 2002"
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Control Act (Public Law 94-469, Oct. 11, 1976, 90 Statute 2003; 15 U.S.C. § 2601 et seq.). These regulations define the manner in which lead-based paint in occupied buildings must be treated to reduce the exposure of children to lead poisoning. Pursuant to § 404 of the Act (15 U.S.C. § 2684), approval of the delegation application requires a demonstration that the state program is at least as protective of human health as the federal program and provides adequate enforcement. The changes proposed in the attached legislation will increase penalties for violations to meet the federal enforcement requirements and match the federal requirements regarding the protection of human health.

Failure to implement the proposed rules may result in denial of the application to obtain final delegation of the federal lead-based paint regulations and the potential loss of approximately \$400,000 in federal grant funds that the District now receives.

Financial Plan Impact

Funds are sufficient in the FY 2002 through FY 2005 budget and financial plan because the District is not expected to incur any additional expenditures as a result of the proposed legislation. The proposed legislation is expected to generate revenue from increased fines ranging between \$23,700 and \$57,500 in from FY 2002 through FY 2005. The exact amount of revenue is difficult to measure because the fine assessed may be anywhere from the proposed statutory minimums of \$250 and \$500 and as high as \$25,000.

Projected Revenue from Civil Fines				
(S in 000's)				
FY 2002	FY 2003	FY 2004	FY 2005	4-Year Total
\$24 to \$58	\$24 to \$58	\$24 to \$58	\$24 to \$58	\$96 to \$232

Projected local General Fund revenue will be from civil fines only. The Courts retains penalties fines and fees from judgements towards criminal violations.